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FILE NO. 98-0012 RESOLUTION NO. 1-98

[Commendation]

COMMENDING AND HONORING SUSAN LEAL FOR HER DISTINGUISHED SERVICE AS SUPERVISOR OF THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, Susan Leal has served the people of the City and County of San Francisco with intelligence, energy and devotion for four and one-half years as a member of its Legislative Body; and,

WHEREAS, Supervisor Susan Leal was the first Latina and the first gay or lesbian person of color to serve on the Board of Supervisors; and,

WHEREAS, Under Supervisor Leal's guidance as Chair of the Finance Committee, the Committee balanced the City's budget while greatly expanding the City's funding for child care, children's programs, services for seniors and treatment on demand; and,

WHEREAS, Supervisor Leal's leadership made substance abuse treatment on demand a priority for the City; and,

WHEREAS, Supervisor Leal has worked to build economic opportunity and to reduce crime and alcohol consumption in the Mission District and has authored legislation creating a permanent moratorium on new alcohol licenses in the Mission District; and,

WHEREAS, Supervisor Leal led the City's fight to crack down on red light runners and succeeded in obtaining federal funds to install enforcement cameras at high-risk intersections; and,

WHEREAS, Supervisor Leal co-authored San Francisco's landmark Equal Benefits Ordinance; and,

Supervisors Ammiano, Bierman, Brown, Katz, Kaufman, Medina, Newsom, Teng, Yaki, Yee

WHEREAS, Susan Leal co-authored a voter-approved Charter amendment granting domestic partner death benefits to City employees; and,

WHEREAS, Susan Leal has emerged as a national leader for the lesbian and gay community, helping to organize the first-ever meeting between lesbian and gay elected officials and senior level White House staff in 1995; and,

WHEREAS, At high noon on the eighth day of January in the year 1998 Susan Leal will be sworn in as the Treasurer of the City and County of San Francisco; now, therefore, be it

RESOLVED, That the members of the Board of Supervisors, on behalf of the officers, employees, and citizens of this City, do hereby take public recognition of the distinguished contributions which Susan Leal has made to the welfare of this community, and do express to her their appreciation for her high quality work, their thanks for her presence, and their hopes for her future; and be it

FURTHER RESOLVED, That a suitably engrossed copy of this resolution be tendered to Supervisor Susan Leal as a token of the great affection and respect in which she is held by the Board of Supervisors.

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Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0012

JAN 16 1998

Date Approved

Mayor

FILE NO. 98-0011 RESOLUTION NO. 2-98

[Commendation]

RECOGNIZING AND COMMENDING MARY I. CALLANAN, TREASURER, ON THE OCCASION OF HER RETIREMENT AFTER 33 YEARS OF HIGH QUALITY SERVICE TO THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, Mary Callanan began her career with the City and County of San Francisco in 1964; and,

WHEREAS, Mary Callanan held increasingly responsible positions with the Real Estate Department, Controller's Office, District Attorney's Office and the Airport Commission, where she served as Chief Accountant from 1975 to 1980; and

WHEREAS, Mary Callanan was appointed City Treasurer by Mayor Dianne Feinstein in August 1980, and subsequently was elected to full terms in 1981, 1985, 1989 and 1993; and,

WHEREAS, During her term of office Mary Callanan increased the City portfolio from $600,000 to over $2,700,000,000; and,

WHEREAS, It is estimated that under Mary Callanan's stewardship the City's interest earnings have averaged $200 per minute, 24 hours a day, day in and day out for over 17 years; and,

WHEREAS, Mary Callanan has worked tenaciously in safeguarding, depositing and investing all monies collected by the City and County of San Francisco in accordance with sound fiscal practices; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco recognizes Mary I. Callanan, Treasurer, on the

occasion of her retirement after 33 years of service to the City and County of San Francisco, and commends her for her excellence in the performance of her duties.

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Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0011

JAN 16 1998
Date Approved

Mayor

FILE NO. 107-97-5 RESOLUTION NO. 3-98

[CalWORKS]

APPROVING THE CITY'S CALWORKS PLAN AS PREPARED BY THE DEPARTMENT OF HUMAN SERVICES FOR SUBMISSION TO THE STATE DEPARTMENT OF SOCIAL SERVICES.

WHEREAS, The passage of federal welfare reform in 1996 eliminated the Aid to Families with Dependent Children entitlement and replaced it with the Temporary Assistance for Needy Families program which requires each state to enact public assistance programs within the parameters of this new federal law; and,

WHEREAS, The State of California, pursuant to federal law, has enacted AB 1542 which sets forth the State's welfare reform program, known as "CalWORKS"; and,

WHEREAS, California Welfare & Institutions Code §10531 requires counties to develop a plan consistent with State law that describes how the county intends to deliver the full range of activities and services necessary to move CalWORKS recipients from welfare to work; and,

WHEREAS, California Welfare & Institutions Code Section 10532(b)(1) requires that such plan be submitted to the State of California for compliance review by January 10, 1998; and,

WHEREAS, The San Francisco Department of Human Services has developed such a plan, based upon the State law requirements and upon public comment as solicited through the Welfare Reform Task Force and a series of public meetings; and,

Supervisor Teng

WHEREAS, The Human Services Commission, at a duly noticed public meeting, heard further public comment and unanimously approved this plan; now, therefore, be it

RESOLVED, That San Francisco Board of Supervisors hereby approves the City and County of San Francisco CalWORKS Plan prepared by the San Francisco Department of Human Services; and be it

FURTHER RESOLVED, That the San Francisco Department of Human Services is hereby authorized to submit this plan on behalf of the City and County of San Francisco to the State of California for compliance review, as required by California Welfare & Institutions Code §10532(b)(1).

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Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
107-97-5

JAN 07 1998
Date Approved

Mayor

FILE NO. 10-97-13 RESOLUTION NO. 4-98

GRANTING REVOCABLE PERMISSION TO CAHILL CONTRACTORS, INC., AGENTS FOR GLIDE COMMUNITY DEVELOPMENT, INC., TO TEMPORARILY CLOSE AND OCCUPY THE WEST SIDEWALK AND A PORTION OF THE STREET AREA ON TAYLOR STREET DURING CONSTRUCTION OPERATIONS AT THE CECIL WILLIAMS GLIDE COMMUNITY HOUSE AT 333 TAYLOR STREET.

RESOLVED, That pursuant to Public Works Code Section 724, 724.7, and 724.8, permission revocable at the will of the Board of Supervisors, is hereby granted to Cahill Contractors, Inc., agents for Glide Community House, Inc., to temporarily close and to occupy the west sidewalk, and a portion of the street area on Taylor Street, north of Ellis Street during construction operations at the aforementioned property.

PROVIDED, That The Permittee shall provide flagpersons as necessary and shall place and maintain reflectors and/or flasher lights at each end of construction barricades; shall provide "SIDEWALK CLOSED, USE OTHER SIDE OF STREET" and "TOW-AWAY-NO STOPPING ANYTIME" signs and shall provide all other necessary requirements; i.e., additional signs, equipment, etc. to control pedestrian and vehicular traffic, all to the requirements of the Department of Public Works and the Department of Parking and Traffic;

FURTHER PROVIDED, That permission is granted for a period of one year from the date of occupancy;

FURTHER PROVIDED, That in consideration of this Permit being issued for the work described in the application, the Permittee on its behalf and that of any successor or assign, and on behalf of any lessee, promises and agrees to perform all the terms of this Permit and to comply with all applicable laws, ordinances and regulations.

SUPERVISOR TENG, KAUFMAN
BOARD OF SUPERVISORS

FURTHER PROVIDED, That the Permittee agrees on its behalf and that of any successor or assign to hold harmless, defend, and indemnify the City and County of San Francisco, including, without limitation, each of its commissions, departments, officers, agents and employees (hereinafter collectively referred to as the "City") from and against any and all losses, liabilities, expenses, claims, demands, injuries, damages, fines, penalties, costs or judgments including, without limitation, attorneys' fees and costs (collectively, "claims") of any kind allegedly arising directly or indirectly from (i) any act by, omission by, or negligence of, the Permittee or its subcontractors, or the officers, agents, or employees of either, while engaged in the performance of the work authorized by this Permit, or while in or about the property subject to this Permit for any reason connected in any way whatsoever with the performance of the work authorized by this Permit, or allegedly resulting directly or indirectly from the maintenance or installation of any equipment, facilities or structures authorized under this Permit, (ii) any accident or injury to any contractor or subcontractor, or any officer, agent, or employee of either of them, while engaged in the performance of the work authorized by this Permit, or while in or about the property, for any reason connected with the performance of the work authorized by this Permit, or arising from liens or claims for services rendered or labor or materials furnished in or for the performance of the work authorized by this Permit, (iii) injuries or damages to real or personal property, goodwill, and persons in, upon or in any way allegedly connected with the work authorized by this Permit from any cause or claims arising at any time, and (iv) any release or discharge, or threatened release or discharge, of any hazardous material caused or allowed by Permittee in, under, on, or about the property subject to this Permit or into the environment. As used herein, "hazardous material" means any substance, waste or material which, because of its, quantity, concentration of physical or chemical characteristics is deemed by any federal, state or local governmental authority to pose a present or potential hazard to human health or safety or to the environment.

SUPERVISOR TENG, KAUFMAN
BOARD OF SUPERVISORS

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FURTHER PROVIDED, That the Permittee must hold harmless, indemnify and defend the City regardless of the alleged negligence of the City or any other party, except only for claims resulting directly from the sole negligence or willful misconduct of the City. The Permittee specifically acknowledges and agrees that it has an immediate and independent obligation to defend the City from any claim which actually or potentially falls within this indemnity provision, even if the allegations are or may be groundless, false or fraudulent, which obligation arises at the time such claim is tendered to Permittee by the City and continues at all times thereafter. Permittee agrees that the indemnification obligations assumed under this Permit shall survive expiration of the Permit or completion of work.

FURTHER PROVIDED, That the Permittee shall obtain and maintain through the terms of this Permit general liability, automobile liability or workers' compensation insurance as the City deems necessary to protect the City against claims for damages for personal injury, accidental death and property damage allegedly arising from any work done under this Permit. Such insurance shall in no way limit Permittee's indemnity hereunder. Certificates of insurance, in form and with insurers satisfactory to the City, evidencing all coverages above shall be furnished to the City before commencing any operations under this Permit, with complete copies of policies furnished promptly upon City request.

FURTHER PROVIDED, That no structure shall be erected or constructed on said street except as specifically permitted herein;

FURTHER PROVIDED, That pursuant to Section 724.1 of the Public Works Code, the Director of Public Works shall waive the Additional Permit Fees stipulated in Section 724.8, based on the Permittee's tax-exempt status and development of affordable housing, and conditioned upon the Permittee submitting a non-refundable fee of $1,800 to cover the costs of inspection services by the Department of Public Works during the first year of occupancy;

FURTHER PROVIDED, That the Permittee shall, upon completion of all construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required, restore the street areas to the satisfaction of the Department of Public Works and reopen the areas to public use;

FURTHER PROVIDED, That this permission shall expire upon completion of said construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required.

RECOMMENDED:

Harlan L. Kelly, Jr.
Deputy Director for Engineering
and City Engineer

APPROVED:

Mark A. Primeau, AIA
Director of Public Works
and City Architect

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
10-97-13

JAN 16 1998
Date Approved

Mayor

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FILE NO. 13-97-43 RESOLUTION NO. 5-98

[CLARIFICATION OF INS AND STATE DEPARTMENT POLICIES ON REPAYMENT OF BENEFITS]

URGING THE FEDERAL AND STATE GOVERNMENT TO CLARIFY TO OFFICIALS IN THE IMMIGRATION AND NATURALIZATION SERVICE AND ALL STATE AGENCIES THAT DEMAND REPAYMENT OF BENEFITS VIOLATES THE STATED POLICIES OF THE INS AND THE STATE DEPARTMENT

WHEREAS, San Francisco is a self-proclaimed sanctuary for immigrants with a long history of responsiveness to immigrants, built into the City's administrative code; and,

WHEREAS, In December 1996, the San Francisco Board of Supervisors reaffirmed by ordinance its position of being a safety zone for immigrants; and,

WHEREAS, The San Francisco Board of Supervisors has consistently taken defensive positions in favor of immigrants rights and has passed over thirty resolutions supporting immigrant rights since 1989; and,

WHEREAS, Pursuant to the commitment made by this legislative body to make San Francisco a true refuge for immigrants, it is appropriate for this Board of Supervisors to take positions on immigration issues at the federal and state levels; now therefore, be it

RESOLVED, That the San Francisco Board of Supervisors urges the Immigration and Naturalization Service and the State Department to clarify to all officials, within California and abroad, that they have no legal authority to demand aid reimbursement and that they may be violating the stated policies of the INS and the State Department.

Supervisor Medina

Supervisor Medina, Leal, Brown, Bierman, Ammiano, Newsom, Katz

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
13-97-43

JAN 16 1998
Date Approved

Mayor

FILE NO. 92-97-48 RESOLUTION NO. 6-98

[Appointment]
APPOINTING MEMBER TO THE PARK AND OPEN SPACE ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Park and Open Space Advisory Committee, pursuant to the provisions of the San Francisco Administrative Code, Section 5.90, for the term specified:

M. Terri Hanagan, succeeding Geoffrey Kors (Seat 23301 - nominee of Supervisor Katz from list of organizations), resigned, for unexpired portion of two-year term ending July 15, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-48

JAN 16 1998
Date Approved

Mayor

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FILE NO. 92-97-50.2 RESOLUTION NO. 7-98

[Appointments]
APPOINTING MEMBERS TO THE LEAD HAZARD REDUCTION CITIZENS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Lead Hazard Reduction Citizens Advisory Committee, pursuant to the provisions of the San Francisco Health Code, Section 1608, for the terms specified:

Matt Brown, succeeding Jamie Sanbonmatsu (Seat 26713 - must represent tenant organization), resigned, for unexpired portion of four-year term ending December 22, 1999.

Ted Gullicksen, succeeding himself (Seat 26711 - must represent tenant organization), term expired December 22, 1996, for a new four-year term ending December 22, 2000.

Nancy Burns, succeeding herself (Seat 26715 - must be lead abatement expert), term expired December 22, 1996, for a new four-year term ending December 22, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-50.2

JAN 16 1998
Date Approved

Mayor

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FILE NO. 92-97-51 RESOLUTION NO. 8-98

[Appointments]
APPOINTING MEMBERS TO THE ADULT DAY HEALTH CARE PLANNING COUNCIL.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Adult Day Health Care Planning Council, pursuant to the provisions in the Health and Safety Code, Section 1572.5, and the San Francisco Administrative Code, Section 44.3, for the terms specified:

Carole Kilgariff, succeeding herself (Seat 20007 - must represent age group), term expired September 30, 1997, for a new three-year term ending September 30, 2000.

Harry Weinstein, M.D. (Seat 20012 - must represent the San Francisco Medical Society), term expired September 30, 1997, for a new three-year term ending September 30, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-51

JAN 16 1998
Date Approved

Mayor

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FILE NO. 92-97-55 RESOLUTION NO. 9-98

[Appointments]
APPOINTING MEMBERS TO THE BICYCLE ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Bicycle Advisory Committee, pursuant to the provisions of the San Francisco Administrative Code, Sections 5.130 through 5.132, for the terms specified:

Theodore C. Thomas, succeeding himself (Seat 24301 - must represent bicycle industry), term expiring December 31, 1997, for a new three-year term ending December 31, 2000.

Laurel Condro, succeeding herself (Seat 24302 - must represent environmental organization), term expiring December 31, 1997, for a new three-year term ending December 31, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-55

JAN 16 1998
Date Approved

Mayor

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FILE NO. 107-97-2 RESOLUTION NO. 10-98

[Seamless Partnership]

DESIGNATING THE DEPARTMENT OF HUMAN SERVICE TO COORDINATE ALL COMPONENTS OF THE "SEAMLESS PARTNERSHIP" (THE WORKFORCE DEVELOPMENT SYSTEMS) FOR THE CITY AND COUNTY OF SAN FRANCISCO; AND URGING ALL JOB TRAINING AGENCIES TO ESTABLISH A WORK EXPERIENCE AND OR INTERNSHIP COMPONENT TO THEIR CLASSROOM TRAINING; AND URGING THE BUSINESS COMMUNITY TO PARTICIPATE IN THIS "SEAMLESS PARTNERSHIP" TO CREATE ON-THE-JOB AND/OR INTERNSHIP OPPORTUNITIES FOR THE JOB TRAINEES; AND THE "COMMUNITY CAREER CENTERS" SHOULD BE BASED IN THE ECONOMICALLY DISADVANTAGED NEIGHBORHOODS AND INCLUDED CAREER EXPLORATION AND JOB RETENTION SERVICES.

WHEREAS, Today, the California State Governor signed AB 1542, The California Work Opportunities and Responsibility to Kids (CalWORKs); and,

WHEREAS, CalWORKs is the official vehicle that contains the language that will implement Welfare Reform in California; and,

WHEREAS, Each county including San Francisco will have one hundred twenty days after the State have completed the regulation to submit a county plan for participating in CalWORKs; and,

WHEREAS, The San Francisco Department of Human Services has estimated that 8,000 Aid to Family with Dependent Children recipients will have to enter unsubsidized employment within the next 24 months; and,

WHEREAS, One of critical components to achieve the goals CalWORKs is to create a perfect linkage between job creation, job training and job retention; and,

WHEREAS, This linkage requires a seamless partnership between the job seekers, business community, and service providers; and,

WHEREAS, Work experience is one of major component in job placement and job retention; and,

WHEREAS, The San Francisco's employment services are fragmented, with multiple Agencies funding different components,

WHEREAS, The Department of Human Services, the Redevelopment Agency, the Private Industry Council, Mayor's office of Community Development, Mayor's Office of Children, Youth, and Family, and the City College of San Francisco each having their own programs; and,

WHEREAS, One of the Mayor's Plan of Action points from the 1996 San Francisco Economic Summit is to create "community career centers" for job training and job placement; now, therefore, be it

RESOLVED, That the Board of Supervisor of City and County of San Francisco designates the Department of Human Service to coordinate all components of the "seamless partnership" (the workforce development systems) for the City and County of San Francisco; and be it

FURTHER RESOLVED, That the Board of Supervisor of the City and County of San Francisco urges all job training agencies to establish a work experience and or internship component to their classroom training; and be it

FURTHER RESOLVED, That the Board of Supervisor of the City and County of San Francisco urges the business community to participate in this "seamless partnership" to create on-the-job and/or internship opportunities for the job trainees; and be it

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FURTHER RESOLVED, That the "community career centers" should be based in the economically disadvantaged neighborhoods and included career exploration and job retention services.

[SUPERVISOR TENG]
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 107-97-2

JAN 16 1998
Date Approved

Mayor

FILE NO. 147-97-006 RESOLUTION NO. 11-98

[GRANT - FEDERAL FUNDS - VIA STATE]

AUTHORIZING THE SAN FRANCISCO PUBLIC LIBRARY TO ACCEPT AND EXPEND $110,174.00 TO BE AWARDED BY THE CALIFORNIA STATE LIBRARY, AS PART OF THE MAJOR URBAN RESOURCE LIBRARIES PROGRAM OF THE LIBRARY SERVICES AND TECHNOLOGY ACT, TO PURCHASE BOOKS AND MATERIALS FOR THE INTERNATIONAL LANGUAGES CENTER, BUSINESS CENTER, JOBS AND CAREER CENTER, AND CHILDREN'S CENTER COLLECTIONS TO BE LOCATED IN THE MAIN AND BRANCH LIBRARIES.

WHEREAS, The California State Library has designated San Francisco Public Library as a Major Urban Resource Library, and

WHEREAS, San Francisco Public Library has a lead role in developing a rich collection of books and multimedia materials in many languages for children, youth and adults of our community, and

WHEREAS, San Francisco Public Library serves a multicultural and multilingual population, and

WHEREAS, The Business Center and Jobs and Career Centers of our libraries provide important and popular resources for our community's economic strength , and

WHEREAS, The San Francisco Public Library has a goal of providing free and equal access to knowledge tools throughout the library system, now therefore be it

RESOLVED, that the San Francisco Public Library, be authorized to accept and expend $110,174.00 to be awarded by the California State Library, as part of the Library Services and Technology Act, Major Urban Resource Library Program, to purchase books and materials and that indirect costs be waived as no indirect costs are allowed in this grant, all monies to be used for actual purchase of library materials.

APPROVED:

Willie L. Brown, Mayor

Edward M. Harrington, Controller

Regina Minudri, Acting City Librarian

SUPERVISORS TENG, MEDINA, NEWSOM

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 147-97-6

JAN 16 1998

Date Approved

Mayor

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FILE NO. 172-97-71 RESOLUTION NO. 12-98

[Hold Harmless Agreement]

AUTHORIZING THE CHIEF OF POLICE TO EXECUTE A HOLD HARMLESS AGREEMENT WITH THE STATE OF CALIFORNIA CONCERNING THE PARTICIPATION OF THE SAN FRANCISCO POLICE DEPARTMENT IN THE PAROLE LEADS PROGRAM.

WHEREAS, the State of California, through its Department of Corrections, has established the Parole LEADS program to enable local law enforcement to better track parolee activity; and

WHEREAS, the San Francisco Police Department wishes to participate in the program; now therefore, be it

RESOLVED, that the Chief of Police is authorized to execute a hold harmless agreement with the State of California for access to and use of the Department of Corrections Parole LEADS program.

wpdoca holdharm leads/ar

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 172-97-71

JAN 16 1998

Date Approved

Mayor

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FILE NO. 172-97-074 RESOLUTION NO. 13-98

[CONTRACT APPROVAL]

AUTHORIZING THE DEPARTMENT OF PARKING AND TRAFFIC TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT TO IMPLEMENT A SCHOOL CROSSING GUARD PROGRAM AND APPROVING AN INDEMNIFICATION CLAUSE CONTAINED IN THE MEMORANDUM OF UNDERSTANDING.

WHEREAS, The San Francisco Department of Parking and Traffic ("DPT") and the San Francisco Unified School District ("SFUSD") mutually recognize that the crossing guard program provides a vital service to the people of San Francisco, especially the children and youth who walk to and from their schools and homes almost every day; and,

WHEREAS, the proposed MOU, a copy of which is in File Number 172-97-74 of the Board of Supervisors, contains a provision in which the City agrees to indemnify the School District from any claims, liabilities, damages or losses arising out of the performance of the Memorandum of Understanding; and,

WHEREAS, The City and SFUSD wish to enter into the MOU in order to combine resources and to delineate their roles, responsibilities and procedures to implement the crossing guard program in order to increase the efficiency of the program; now, therefore, be it

RESOLVED, That the Board of Supervisors for the City and County of San Francisco authorizes the Director of the DPT to execute, on

behalf of the City and County of San Francisco, the Memorandum of Understanding ("MOU").

RECOMMENDED:

BILL MAHER

Bill Maher

Executive Director
Department of Parking and Traffic

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Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
172-97-74

JAN 16 1998
Date Approved

Mayor

FILE NO. 172-97-76 AS AMENDED IN COMMITTEE 12/18/97 RESOLUTION NO. 14-98

/18/97 grh

RETROACTIVELY
/AUTHORIZING THE SAN FRANCISCO SHERIFF'S DEPARTMENT TO ENTER INTO AN AGREEMENT WITH COMMUNITY ALERT NETWORK, INC. FOR AN AUTOMATED TELEPHONE NOTIFICATION SYSTEM, WHICH AGREEMENT PROVIDES FOR MUTUAL INDEMNIFICATION FROM CLAIMS OR OTHER DAMAGES WHICH ARISE AS A RESULT OF PERFORMANCE UNDER SAID AGREEMENT.

WHEREAS, The Board of Supervisors recognizes the need for an automated telephone notification system for the residents of San Bruno and Pacifica for timely notification of an emergency situation on the San Bruno Jail Compound; and,

WHEREAS, Community Alert Network, Inc., is willing and able to provide such a system on the condition that each party agrees to indemnify the other from claims of other damages, which may arise as a result of performance under the agreement; now, therefore, be it

/18/97 rh

RESOLVED, That the Board of Supervisors of the City and County of San Francisco retroactively /authorizes the Sheriff's Department to enter into an agreement with Community Alert Network, Inc., for an automated telephone notification system, which agreement contains the following dual indemnification provision:

Contractor agrees to defend, indemnify, and hold the City, its officers, employees and agents harmless from and against any liability, loss expenses, attorney's fees or claims, for injury or damages caused by or resulting from negligent or intentional acts or omission of Contractor, its officers, agents or employees.

City agrees to defend, indemnify and hold Contractor, its officers, employees and agents harmless from and against any and all third party claims for loss, expenses, attorney's fees or claims for injury or damages caused by or resulting from the negligence or intentional acts of City, its officers, agents or employees; and be it

12/18/97 grh

FURTHER RESOLVED, That the approval of this agreement is contingent on the Human Rights Commission certification that Community Alert Network, Inc. is in compliance with the Equal Benefits Ordinance as contained in Administrative Code Chapter 12B.

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Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
172-97-76

JAN 16 1998

Date Approved

Mayor

FILE NO. 206-97-7 AS AMENDED IN COMMITTEE 12/18/97 RESOLUTION NO. 15-98

[supporting the recommendations from the Vietnamese-American Coalition for Civil Rights]

SUPPORTS THE RECOMMENDATIONS THE VIETNAMESE-AMERICAN COALITION FOR CIVIL RIGHTS; AND URGING THE SAN FRANCISCO HOUSING AUTHORITY TO CONDUCT STAFF TRAINING ON THE CHANGING DEMOGRAPHICS OF CLIENTS THEY SERVE, AND THAT A TRAINING SESSION BE PROVIDED FOR ALL HOUSING COMMISSIONERS AND APPOINTED OFFICIALS ON THE STATE OF THE ASIAN PACIFIC AMERICAN COMMUNITY AND THEIR NEEDS; URGING THE SAN FRANCISCO HOUSING AUTHORITY COMMISSION AND SAN FRANCISCO HUMAN RIGHTS COMMISSION TO HOLD A JOINT HEARING TO REVIEW THE PROGRESS OF THE SAN FRANCISCO HOUSING AUTHORITY'S IMPLEMENTATION OF THE RECOMMENDATIONS THE VIETNAMESE-AMERICAN COALITION FOR CIVIL RIGHTS AND TO REPORT THEIR FINDINGS TO THE BOARD OF SUPERVISORS BY ~~DECEMBER 1, 1997~~ FEBRUARY 1, 1998.

WHEREAS, The San Francisco Housing Authority, established in 1938, manages 6,000 units of public housing stock in some 40 developments in the city; and,

WHEREAS, The San Francisco Housing Authority manages public and subsidized housing for over 25,500 persons, who compose over 10,800 households; and,

WHEREAS, The San Francisco Housing Authority resident population is currently composed of 49% African-Americans, 27% Asians, 17% Caucasians, and 7% others; and,

WHEREAS, The Asian population in the Sunnydale, Portrero Terrace, Alice Griffith, and Hunter's Point developments are only less than 4%; and

WHEREAS, Vietnamese and Iraqi families have repeatedly alleged racially-based hate violence and harassment at the Alice Griffith public housing development; and,

[SUPERVISORS TENG, BROWN, BIERMAN, NEWSOM, KATZ

BOARD OF SUPERVISORS

I:\groups\teng\wordhsan kong files\resolutions\housing authority resolution.doc

WHEREAS, Racially or ethnically based hate violence is an pernicious affront to attempts to develop an inclusive, multicultural society, which celebrates ethnic diversity; and,

WHEREAS, The Vietnamese-American Coalition for Civil Rights, who has been helping the Vietnamese families, has forwarded recommendations to the San Francisco Housing Authority to improve its services; and

WHEREAS, On June 27, 1997, the Vietnamese-American Coalition for Civil Rights recommended that the San Francisco Housing Authority: 1)assigns a high-ranking Housing Authority official to act as a liaison to the Vietnamese-American community; 2)allocate resources to recruit, hire and train Vietnamese-speaking staff; 3)work with the Vietnamese-American community to design a system of support services; 4)conduct a comprehensive study and issue a report on hate crimes in public housing developments; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports the recommendations the Vietnamese-American Coalition for Civil Rights; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the San Francisco Housing Authority to conduct staff training on the changing demographics of clients they serve, and that a training session be provided for all housing commissioners and appointed officials on the state of the Asian Pacific American Community and their needs; and be it

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FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the San Francisco Housing Authority Commission and San Francisco Human Rights Commission to hold a joint hearing to review the progress of the San Francisco Housing Authority's implementation of the recommendations the Vietnamese-American Coalition for Civil Rights and to report their findings to the Board of Supervisors by ~~December 1, 1997~~ February 1, 1998.

2/18/97
grh

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 206-97-7

JAN 16 1998

Date Approved

Mayor

FILE NO. 223-97-36 RESOLUTION NO. 16-98

[Liquor License, 460 Haight Street]

DETERMINING THAT THE ISSUANCE OF A TYPE 42 ON-SALE BEER AND WINE - PUBLIC PREMISES LICENSE TO JOHN DIDOMENICO AND LON LAZAR FOR NICKIE'S BAR, LOCATED AT 460 HAIGHT STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BSINESS AND PROFESSIONS CODE.

WHEREAS, John Didomenico and Lon Lazar are seeking the issuance of a Type 42 on-sale beer and wine - public premises license for Nickie's Bar, located at 460 Haight Street; and

WHEREAS, The Planning Department has verified that the area is zoned properly; and

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the issuance of a Type 42 on-sale beer and wine - public premises license to John Didomenico and Lon Lazar for Nickie's Bar, located at 460 Haight Street, will serve the convenience of the people of the City and County of San Francisco.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 223-97-36

JAN 16 1998
Date Approved

Mayor

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FILE NO. 223-97-37 RESOLUTION NO. 17-98

[Liquor License Transfer, 2800 Leavenworth Street]

DETERMINING THAT THE TRANSFER OF A TYPE 20 OFF-SALE BEER AND WINE LICENSE FROM THRIFTWAY-DIXIE COMPANY AT 350 - 7TH AVENUE TO 2800 LEAVENWORTH STREET, TO VAHID FARAJI FOR CAFÉ ESPRESSO, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Vahid Faraji is seeking to transfer a Type 20 off-sale beer and wine license from Thriftway-Dixie Company at 350 - 7th Avenue to 2800 Leavenworth Street for Café Espresso; and

WHEREAS, The Planning Department has verified that the area is zoned properly; and

WHEREAS, The San Francisco Police Department does not believe the transfer of the liquor license will create a law enforcement problem; now, therefore be it

RESOLVED, That is accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the transfer of a Type 20 off-sale beer and wine license from Thriftway-Dixie Company at 350 - 7th Avenue to 2800 Leavenworth Street, to Vahid Faraji for Café Espresso, will serve the public convenience and necessity of the people of the City and County of San Francisco.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 223-97-37

JAN 16 1998

Date Approved

Mayor

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FILE NO. 278-97-1 RESOLUTION NO. 18-98

MAYOR'S CRIMINAL JUSTICE COUNCIL

AMENDING RESOLUTION NO. 414-89, AS AMENDED, TO NAME CHANGES (FACILITATED BY THE CITY CHARTER) OF MEMBER DEPARTMENTS OF THE COUNCIL AND EXECUTIVE COMMITTEE OF THE MAYOR'S CRIMINAL JUSTICE COUNCIL.

NOTE: Additions are indicated by underscoring; deletions are indicated by ((double parentheses)).

RESOLVED, That Resolution No. 414-89, entitled "Requesting the Mayor to appoint a Mayor's Criminal Justice Council; Providing for the Composition, Purposes, and Responsibilities of Said Council; and Authorizing the Mayor to Submit Applications for Funding Said Council", as amended by Resolutions Nos. 286-71, 359-71, 360-71, 608-71, 14-72, 578-72, 510-73, 934-74, 126-77, 26-78, 704-78, 412-82, 345-89, and 414-89, be and is hereby further amended with respect to Paragraph IB relating to membership of the Council and the Executive Committee, including the President of the Public Health Commission, the President of the Human Services Commission, the City Attorney, the Director of Public Health, and the General Manager of the Department of Human Services, or their designee, so that the Resolution, as amended, shall read as follows:

I. CRIMINAL JUSTICE COUNCIL/EXECUTIVE COMMITTEE:

B. The membership of the Council shall include the Mayor, the President of the Board of Supervisors, the Chairperson of each committee of the Board of Supervisors or other person designated by the President, the President of the Health Commission or her or his designee, the President of the Human Services Commission or her or his designee, the City Attorney or her or his designee, the Director of Public Health or her or his designee, the General Manager of the Department of Human Services or her or his designee, the Presiding Judge of the Superior Court, the Presiding Judge of the Municipal Court, the Judge of the Juvenile Division of the Superior Court, an additional Judge of the Municipal Court, the Sheriff, the District Attorney, the Public Defender, the President or other member designated by the President of the Police Commission, the Chief of Police, the Chief Adult Probation Officer, the Chief Juvenile Probation Officer, the President or other member designated by the President of the Board of Education of the San Francisco Unified School District, the Chairperson or other member designated by the Chairperson of the Juvenile Justice Commission, the Chairperson or other member designated by the Chairperson of the Delinquency Prevention Commission, the Chairperson or other member designated by the Chairperson of the Community College District Board of Governors, the Superintendent of Schools, a representative of a private agency that provides services to juvenile offenders, a representative of a private agency that provides services to adult offenders, a public member who has never been employed by a law enforcement agency, and one representative from each of three private, community-based, adult or juvenile assistance agencies involved in the prevention and treatment of delinquency or criminal activity.

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Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
278-97-1

JAN 16 1998

Date Approved

Mayor

FILE NO. 98-0027 RESOLUTION NO. 19-98

[Commend George Heath]

COMMENDING THE HUMANITARIAN WORK AND PRINCIPLES OF VOLUNTARY SERVICE AS EXHIBITED BY SAN FRANCISCO FOOD BANK VOLUNTEER GEORGE HEATH.

WHEREAS, The San Francisco Food Bank provides essential services to community agencies that work with the homeless, elderly, disadvantaged and AIDS patients in their time of need; and

WHEREAS, George Heath exemplifies steadfastness of service as a volunteer having served over 10 years as a Food Bank Volunteer after reaching the honored stage of Senior Citizen; and

WHEREAS, For the last ten years, George Heath has volunteered five days per week at the Food Bank, in a loving committment that began at the age of 78 after he reached the honored stage of Senior Citizen; and

WHEREAS, George Heath's steadfastness of service inspires and motivates many volunteers and employees at the Food Bank; and

WHEREAS, The great work of all San Francisco volunteers is worthy of recognition and salute, the work of Senior Volunteer George Heath is worthy of special recognition; now, therefore be it

RESOLVED, That the San Francisco Board of Supervisors commends the humanitarian work and principles of voluntary service as exhibited by San Francisco Food Book Volunteer George Heath

Supervisor José Medina

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 5, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0027

JAN 16 1998
Date Approved

Mayor

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FILE NO. 98-0028 RESOLUTION NO. 20-98

[Commending Shirley Breyer Black]

COMMENDING SHIRLEY BREYER BLACK FOR HER LIFE-TIME ACHIEVEMENTS AND SENDING WARM CONGRATULATIONS TO SHIRLEY BREYER BLACK FOR HER 80TH BIRTHDAY AND DECLARING JANUARY 6, 1998 AS "SHIRLEY BREYER BLACK DAY" IN SAN FRANCISCO.

WHEREAS, On January 6, 1998, Shirley Breyer Black will celebrate her 80th birthday; and,

WHEREAS, Shirley Breyer Black is a wife, a mother, a grandmother, and aunt to Federal Judge Charles Breyer and Supreme Court Justice Stephen Breyer; and,

WHEREAS, Shirley Breyer Black had worked in the San Francisco Unified School District for twenty years and has volunteered at the Children's Hospital and the San Francisco Parent Teacher Association; and,

WHEREAS, Shirley Breyer Black led the merger between San Francisco Local 400 and East Bay Local 390 to form Local 790; and,

WHEREAS, Shirley Breyer Black was the past President of Service Employees International Union (SEIU) Local 790; and,

WHEREAS, Shirley Breyer Black is a trustee at the Fine Arts Museums of San Francisco and, most of all, a die hard 49er fan; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Shirley Breyer Black for her life-time achievements; and be it

[SUPERVISOR TENG] Bierman
BOARD OF SUPERVISORS

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco sends warm congratulations to Shirley Breyer Black for her 80th birthday; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares January 6, 1998 as "Shirley Breyer Black Day" in San Francisco.

[SUPERVISOR TENG]
BOARD OF SUPERVISORS

RESOLUTION 21-98 (NOT USED)

FILE NO. 27-97-12 RESOLUTION NO. 22-98

(GRANT - FEDERAL FUNDS)
AUTHORIZING AIRPORT COMMISSION TO FILE GRANT APPLICATION, AND ACCEPT AND EXPEND GRANT OF $360,000 FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE K-9 EXPLOSIVES DETECTION TEAM PROGRAM

WHEREAS, the Airport utilizes canine ("K-9") animals to detect explosives at the Airport; and

WHEREAS, the Airport K-9 Explosives Detection Team responds to bomb threats at other Bay Area airports and other municipalities; and

WHEREAS, the Airport K-9 Explosives Detection Team Program incurs expenses for handler salaries, handler overtime, handler uniforms (laundry), K-9 food, K-9 veterinary care (medications), K-9 kenneling, vehicles, vehicle care and maintenance, handler training/travel, and explosive training/travel; and

WHEREAS, Airport staff has signed a Cooperative Agreement with the Federal Aviation Administration ("FAA") office of Civil Aviation Security Operations providing for reimbursement of up to $360,000 for the Airport K-9 Explosives Detection Team Program expenses incurred during the time period March 23, 1997 to September 30, 1998; now, therefore, be it

RESOLVED, that this Board of Supervisors does hereby authorize the Airport to apply for, accept and expend FAA reimbursements for the Airport K-9 Explosives Detection Team Program.

Approved:

Controller
Grant Division

Mayor

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 12, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 27-97-12

JAN 16 1998
Date Approved

Mayor

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FILE NO. 98-0029 RESOLUTION NO. 23-98

[Commending Jeanie Kortum Stermer and the Golden Gate National Recreation Area]

COMMENDING AND THANKING JEANIE KORTUM STERMER AND THE GOLDEN GATE NATIONAL RECREATION AREA FOR THEIR WORK TO CREATE AND SUSTAIN A HOME AWAY FROM HOMELESSNESS.

WHEREAS, In 1994 Jeanie Kortum Stermer, in partnership with the Golden Gate National Recreation Area, created a safe, welcoming place where homeless families could go during the day to enjoy the amenities and comforts of a home; and

WHEREAS, This program, A Home Away From Homelessness, provided care and services in a cottage at Fort Mason; and

WHEREAS, Hundreds of homeless families have received medical care by nursing students from the University of San Francisco, homework help and mentoring by volunteers, as well as cooking and laundry facilities, a garden, food and clothing, and these families maintained the cottage and its furnishings; and

WHEREAS, A fire on December 28 gutted the cottage and caused terrible damage to the interior; and

WHEREAS, The Golden Gate National Recreation Area recognizes the great value of this program and has acted promptly to provide a temporary location while the cottage is being rebuilt; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors offers its deep thanks and commendation to Program Director Jeanie Kortum Stermer and the Golden Gate National Recreation Area for their work to create and sustain A Home Away From Homelessness.

///

///

SUPERVISOR BIERMAN, KATZ, KAUFMAN January 5, 1998

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 12, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-29

JAN 16 1998

Date Approved

Mayor

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FILE NO. 98-0030 RESOLUTION NO. 24-98

[Commending Maurice H. Chuck]

COMMENDING MAURICE H. CHUCK AND ALL THE WRITERS OF *THE LITERATI* FOR THEIR OUTSTANDING LITERARY ACHIEVEMENTS; AND DECLARING FEBRUARY 1, 1998 AS "MAURICE H. CHUCK AND *THE LITERATI* DAY" IN SAN FRANCISCO.

WHEREAS, Maurice H. Chuck, a prominent Chinese American journalist/writer/publisher, has published the well received Chinese literary newspaper *THE LITERATI* and is the Editor-in-Chief of *THE CHINESE AMERICAN LITERATURE SERIES*; and,

WHEREAS, Maurice H. Chuck, immigrated from GuangDong, China to the United States in 1948, lives and works in San Francisco; and,

WHEREAS, Maurice H. Chunk is a respected journalist, author, editor and publisher, and also an expert translator on local and state election materials, whose p oficiency is credited not only to his experience in translations but also his understanding of local, state and national issues as a reporter and editor since 1950's; and,

WHEREAS, Maurice H. Chuck's major accomplishments in San Francisco includes: Publisher, *THE LITERATI*; Founder, Publisher and Editor-in-Chief of *San Francisco Journal* (1972-1986, a bilingual weekly and later a Chinese language daily newspaper published by Chinese Journal Corporation); Editor, *East/West Bilingual Weekly*; Editor-in-Chief, *Chinese Voice*; and,

WHEREAS, Maurice H. Chuck's literary works, *THE LITERATI* and, *THE CHINESE AMERICAN LITERATURE SERIES* have depicted and reflected the American dream of the many generations of Chinese Americans who have immigrated to this mult-cultural society; and,

[SUPERVISOR TENG], KATZ
BOARD OF SUPERVISORS

WHEREAS, the cooperation between *THE LITERATI* and China's Shenyang Publishing House has made it possible to bring *THE CHINESE AMERICAN LITERATURE SERIES* to China to further the cultural exchange between the two countries; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Maurice H. Chuck and all the writers of *THE LITERATI* for their outstanding literary achievements; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares February 1, 1998 as "Maurice H. Chuck and *THE LITERATI* Day" in San Francisco.

[SUPERVISOR TENG]
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 12, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-30

JAN 16 1998
Date Approved

Mayor

FILE NO. 98-0066 RESOLUTION NO. 25-98

[Commend Rudy Meraz]

COMMENDING RUDY MERAZ ON HIS RETIREMENT FROM THE GRAPHICS COMMUNICATION UNION LOCAL 583.

WHEREAS, Rudy Meraz has fought tirelessly for the rights of workers, people of color, and others who are being unjustly treated; and

WHEREAS, Rudy Meraz is the former President of the International Brotherhood of Bookbinders Local 13; and

WHEREAS, Rudy Meraz has been a distinguished Member of the Executive Board of the San Francisco Labor Council; and

WHEREAS, Rudy Meraz has for years contributed to the labor movement in his capacity as Vice President of the Graphics Communication Union Local 583; and

WHEREAS, Rudy Meraz has also served the community by being an active participant on the Boards of Directors of several local organizations dedicated to social and economic justice; and

WHEREAS, Rudy Meraz is leaving the Graphic Communications Union to retire and spend time with his wife Lucy and his family; now, therefore be it

RESOLVED, That the San Francisco Board of Supervisors thanks Rudy Meraz for his rich contribution to the workers of our city, commends him on his retirement, and offers him best wishes on all of his future endeavors.

Supervisor José Medina

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 12, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0066

JAN 16 1998

Date Approved

Mayor

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FILE NO. 98-0067 RESOLUTION NO. 26-98

[Carl's Pastry Shop Commendation]

COMMENDING CARL'S PASTRY SHOP FOR FIFTY YEARS OF SERVICE TO THE COMMUNITY.

WHEREAS, Carl's Pastry Shop, through the outstanding efforts of its proprietors Roman Michno Jr. and Charles Walter, have excelled in the baking tradition of the City and County of San Francisco; and,

WHEREAS, Over the years, Carl's Pastry Shop, has acted as a philanthropic community member by donating pies and cakes to AIDS hospices, local churches, the Salvation Army, and the Mission Police Station; and

WHEREAS, Carl's Pastry Shop's presence in the Mission District over the past fifty years has been positive and has contributed to the neighborhood economy; and

WHEREAS, Carl's Pastry Shop, a well-known business and neighborhood institution has closed its doors after half-a-century of service; now, therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors commends the Carl's Pastry Shop for 50 years of service to the community.

Supervisor José Medina

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 12, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0067

JAN 16 1998

Date Approved

Mayor

1/14/98 - As amended in Committee.

FILE NO. 28-97-10 RESOLUTION NO. 27-98

(DECLARATION OF EMERGENCY)

APPROVING A DECLARATION OF EMERGENCY FOR ARCHITECTURAL AND ENGINEERING SERVICES TO REPAIR A COLLAPSED WALL OF THE PIER 1 ½ BULKHEAD BUILDING, PORT OF SAN FRANCISCO; RETROACTIVE TO 10/11/97.

WHEREAS, Recently, the back wall of the Pier 1 ½ bulkhead building (Embarcadero and Washington) collapsed creating a hazard to the public; and,

WHEREAS, The Port did not have in-house engineering and architectural resources to perform the required design work nor the maintenance staff for the required repair work; and

WHEREAS, Port staff requested the Department of Public Works to perform the design and engineering work and will seek a contractor to perform the construction work through the City of San Francisco's competitive bid process; and

WHEREAS, On September 29, 1997, the Controller of the City and County of San Francisco was notified of the emergency; and,

WHEREAS, The San Francisco Port Commission declared the project an emergency on October 16, 1997 and authorized expenditure of $240,000 from the Port's operating budget. A copy of Resolution 97-86 is on file with the Clerk of the Board of Supervisors in File No. 28-97-10 ; now, therefore be it

RESOLVED, That in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, the Board of Supervisors hereby approves the San Francisco Port Commission's declaration of emergency; retroactive to 10/11/97.

SAN FRANCISCO PORT COMMISSION November 25, 1997

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 28-97-10

JAN 23 1998

Date Approved

Mayor

FEB 06 1998

FILE NO. 48-97-78 RESOLUTION NO. 28-98

RO#97181

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIM OF DWIGHT JAUCH FOR $30,000.00.

WHEREAS, Dwight Jauch has filed a claim against the City and County of San Francisco for personal injuries; and

WHEREAS, The Municipal Railway of the City and County of San Francisco has recommended settlement of said claim by payment of $30,000.00; and

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $30,000.00 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

5M-AAA-AAA 35-00-00
352730 05311 $30,000.00

NAME OF SUPERVISOR/COMMITTEE/DEPARTMENT
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-78

JAN 23 1998
Date Approved

Mayor

FEB 06 1998
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FILE NO. 49-97-3 RESOLUTION NO. 29-98

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIM OF CITY AND COUNTY OF SAN FRANCISCO AGAINST ANGELO AND YVONNE SANGIACOMO FOR $539,160.25.

WHEREAS, The City and County of San Francisco has a claim against the Angelo and Yvonne Sangiacomo for nonpayment of the Transit Impact Development Fee on the property at 1145 Market Street; and

WHEREAS, The Public Transportation Commission of the City and County of San Francisco has recommended settlement of said claim for $539,160.25; and

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.24(b) of the San Francisco Administrative Code, the Board of Supervisors hereby approves settlement of the claim against Angelo and Yvonne Sangiacomo by payment of $539,160.25, as set forth in the written Settlement Agreement between the parties on file with the Clerk of the Board of Supervisors in File No. 49-97-3.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

ROBIN M. REITZES
Deputy City Attorney

RECOMMENDED:

PUBLIC TRANSPORTATION DEPARTMENT

EMILIO R. CRUZ
Director of Public Transportation

APPROVED:

Secretary to Public Transportation Commission

PUBLIC TRANSPORTATION DEPARTMENT
BOARD OF SUPERVISORS

cc

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 49-97-3

JAN 23 1998
Date Approved

Mayor

FEB 06 1998

FILE NO. 64-97-20

RESOLUTION NO. 30-98

RO#97173

[Amendment to Lease of Real Property]

AUTHORIZING AMENDMENT TO A LEASE OF REAL PROPERTY AT 480 2nd STREET, SAN FRANCISCO, FOR THE OFFICE OF CITIZEN COMPLAINTS.

RESOLVED, In accordance with the recommendation of the Director of the Office of Citizen Complaints and the Director of Property that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, as Tenant, be and they are hereby authorized to execute a Lease Amendment to an existing lease with the Cort Family Living Trust, as landlord, for premises at 480 2nd Street, San Francisco for the use of the Office of Citizen Complaints, to increase the area of the premises by 2,047 square feet from 6,750 to 8,797 square feet.

FURTHER RESOLVED, The lease amendment shall be effective retroactively to October 1, 1997 on the date that City's Mayor and Board of Supervisors approve the lease amendment and the amendment is fully executed.

It is understood that City shall occupy said amended premises for the entire lease term expiring June 30, 2001, unless funds for rental payments are not appropriated in any subsequent fiscal year, at which time City may terminate this lease with advance notice to Landlord.

FURTHER RESOLVED, The base rent commencing retroactively to October 1, 1997, shall be $10,105.00 per month on a full service basis, except that City will pay for separately metered electric service. The amended base rent of $10,105.00 shall remain unchanged through the balance of the lease term.

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Landlord shall be solely responsible for improving the building to provide quality heating, ventilation and air-conditioning, to meet all seismic requirements, and to comply with current Seismic and ADA standards. In addition, Landlord will, at its sole cost and expense, complete all tenant improvement work required to modify the building for City's use of the premises.

FURTHER RESOLVED, Landlord shall, prior to execution of the Lease Amendment, comply with City's Equal Benefits Ordinance, and agree to comply with City's Bicycle Ordinance.

FURTHER RESOLVED, City shall indemnify, defend and hold harmless ("Indemnify") Landlord and its Agents from and against any and all claims, costs and expenses, including, without limitation, reasonable attorneys' fees, (collectively, "Claims"), incurred as a result of (a) City's use of the Premises, (b) any default by City in the performance of any of its obligations under this Lease, or (c) any negligent acts or omissions of City or its Agents, in, on or about the Premises or the Property; provided, however, City shall not be obligated to Indemnify Landlord or its Agents to the extent any Claim arises out of the active negligence or willful misconduct of Landlord or its Agents. In any action or proceeding brought against Landlord or its Agents by reason of any Claim Indemnified by City hereunder, City may, at its sole option, elect to defend such Claim by attorneys in City's Office of the City Attorney, by other attorneys selected by City, or both. City shall have the right to control the defense and to determine the settlement or compromise of any action or proceeding, provided that Landlord shall have the right, but not the obligation, to participate in the defense of any such Claim at its sole cost. City's obligations under this Indemnity shall survive the termination of the Lease.

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Said Lease shall be subject to certification of funds by the Controller pursuant to Section 3.105 of the Charter.

The City Attorney shall approve the form of the Lease Amendment and any related documents.

RECOMMENDED:

Available:
1G-AGF-AAA 385021 03011
Source: RD497/97
$ 90,945.00

Mary Cynthia Dunlap
Director, Office of Citizen Complaints

Controller

Director of Property

(REAL ESTATE)

BOARD OF SUPERVISORS

sa:H:\47\4769\4769_RES.DOC

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 64-97-20

JAN 23 1998
Date Approved

Mayor

FILE NO. 64-97-21

RESOLUTION NO. 31-98

RO#97177

[Lease of Real Property]

AUTHORIZING A LEASE OF REAL PROPERTY AT 165 FELL STREET, SAN FRANCISCO, FOR THE DEPARTMENT OF HUMAN SERVICES ; APPROVAL IS CONTINGENT ON HUMAN RIGHTS COMMISSION CERTIFICATION THAT LESSOR IS IN COMPLIANCE WITH EQUAL BENEFITS ORDINANCE.

RESOLVED, In accordance with the recommendation of the Director of the Department of Human Services and the Director of Property, that the Mayor, the Clerk of the Board of Supervisors, and the Director of Property, on behalf of the City and County of San Francisco, as Tenant, are hereby authorized to execute a lease, with Robert L. Taylor and Mary Ione Taylor as trustees for the Taylor Family Trust, as Landlord, for approximately 3,300 rentable square feet on the first floor and mezzanine of the building at 165 Fell Street, San Francisco, for administrative offices for the Department of Human Services

FURTHER RESOLVED, The initial term of the lease shall commence on the later of the date that Landlord satisfactorily completes the required leasehold improvements, or the date the Board of Supervisors and Mayor approve the lease, and shall end January 31, 2003. The base rent shall be $4,450.53 per month full service with City paying for electricity to the premises, janitorial and garbage removal services, and shall remain unchanged through the initial term excepting pass-throughs for certain increases in operating expenses of the subject building over the base year of February 1, 1998 through January 31, 1999. The Landlord shall, at its expense, provide all tenant improvements required to modify the premises for City's use.

FURTHER RESOLVED, City shall have options (the "Options") to extend the term for two additional periods of two (2) years at a rental amount equal to ninety-five percent of the prevailing

[REAL ESTATE]

market rent for similar space at that time. The Director of Property shall have the authority to exercise the Options.

FURTHER RESOLVED, It is understood that City shall occupy said premises for the entire lease term expiring January 31, 2003, or until January 31, 2007, if both Options are exercised, unless funds for rental payments are not appropriated in any subsequent fiscal year, at which time City may terminate this lease with advance notice to Landlord. Accordingly, said lease shall be subject to certification of funds by the Controller pursuant to Section 6.302 of the Charter.

FURTHER RESOLVED, The lease will include an appropriate clause (in a form approved by the Director of Property and the City Attorney) pursuant to which the City shall indemnify, defend and hold harmless ("Indemnify") Landlord and its Agents from and against any and all claims, costs and expenses, including, without limitation, reasonable attorneys' fees, (collectively, "Claims"), incurred as a result of (a) City's use of the premises, (b) any default by City in the performance of any of its obligations under this lease, or (c) any negligent acts or omissions of City or its Agents, in, on or about the premises or the property; provided, however, City shall not be obligated to Indemnify Landlord or its Agents to the extent any Claim arises out of the active negligence or willful misconduct of Landlord or its Agents. City's obligations under this Section shall survive the termination of the lease, and be it

FURTHER RESOLVED, That Landlord shall permit bicycle storage within the premises, as specified in Article 1.5 of the San Francisco Planning Code, and be it

FURTHER RESOLVED, That the authorization to enter into this lease is contingent upon certification by the Human Rights Commission that the Landlord is in compliance with the City's Equal Benefits Ordinance, as contained in Administrative Code Chapter 12B, and be it

1/14/98
1b

FURTHER RESOLVED, That all actions heretofore taken by the officers of the City with respect to such lease are hereby approved, confirmed, and ratified; and, be it

1/14/98
1b

FURTHER RESOLVED, That approval of the agreement is contingent on Human Rights Commission certification that lessor is in compliance with the Equal Benefits Ordinance.

$22,253.00 Available
Appropriation No.

1G-AGF-AAA 455016 03011

APPROVED:

Director, Department of Human Services

Controller

Director of Property

sh:h \4926\4926 resolution doc

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
64-97-21

JAN 2 3 1998
Date Approved

Mayor

FILE NO. 92-97-56 RESOLUTION NO. 32-98

[Appointments]
APPOINTING MEMBER TO THE BAY AREA LIBRARY AND INFORMATION SYSTEM ADVISORY BOARD.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as member of the Bay Area Library and Information System Advisory Board, pursuant to the provisions of the California Education Board, Section 18747, for the terms specified:

Virginia Gee, succeeding herself (Seat 21301 – must represent public at large and underserved residents), term expired December 31, 1997, for a new two-year term ending December 31, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-56

JAN 23 1998
Date Approved

Mayor

FILE NO. 172-97-78 RESOLUTION NO. 33-98

(Second Amendment to Parking Lot Agreement)

APPROVING A SECOND AMENDMENT TO THE 3COM (CANDLESTICK) PARK PARKING LOT OPERATING AGREEMENT BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND THE SAN FRANCISCO GIANTS EXTENDING THE AGREEMENT UNTIL DECEMBER 31, 1999 TO COINCIDE WITH THE AMENDED STADIUM LEASE BETWEEN THE CITY AND THE SAN FRANCISCO GIANTS UNLESS THE PARTIES AGREE TO FURTHER EXTEND THE AGREEMENT DUE TO FORCE MAJEUR IN THE CONSTRUCTION OF PACIFIC PARK AND ADDING NEW PROVISIONS REQUIRED UNDER CITY ORDINANCES AND DELETING A PROVISION NO LONGER REQUIRED UNDER CITY ORDINANCE.

WHEREAS, the agreement was first amended on December 14, 1992 by Resolution No. 1031-92, File No. 65-92-19; and,

WHEREAS, the parties wish to amend the agreement a second time to extend the term; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the Second Amendment to Parking Lot Operating Agreement between the City and County of San Francisco and the San Francisco Giants, which amendment is on file in the office of the Clerk of the Board of Supervisors in File No. 172-97-78.

Recommended:

Joel B. Robinson, Acting General Manager
Recreation and Park Department

Approved:

Margaret A. McArthur, Secretary
Recreation and Park Commission

Resolution No 9711-153 Dated 12/2/97

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 172-97-78

JAN 23 1998
Date Approved

Mayor

FILE NO. 98-0068 RESOLUTION NO. 34-98

RECOGNIZING KATHY FILES LACEY FOR HER YEARS OF SERVICE TO THE UNITED STATES SENATE AND COMMENDING HER FOR HER MANY CONTRIBUTIONS TO THE STATE OF CALIFORNIA AND ITS PEOPLE.

WHEREAS, Kathy Files Lacey retired from the office of Senator Dianne Feinstein, and the United States Senate, on December 19, 1997; and

WHEREAS, Ms. Lacey served as Deputy Legislative Director to U.S. Senator Dianne Feinstein; and

WHEREAS, Ms. Lacey worked as the environmental affairs legislative assistant to Senator Alan Cranston for many years; and

WHEREAS, Kathy Lacey has worked tirelessly and selflessly to preserve California's most special places, promote our state's agriculture, and improve the quality of life throughout California; and

WHEREAS, One of the crowning achievements of Ms. Lacey's career was the passage of the California Desert Protection Act, which won passage in 1994 under the sponsorship of Senator Feinstein; and

WHEREAS, Ms. Lacey was instrumental in the creation of the Santa Monica Mountains National Recreation Area and the Channel Islands National Park; and

SUPERVISOR KAUFMAN, TENG
BOARD OF SUPERVISORS

WHEREAS, She helped to expand Redwood National Park and Sequoia National Park, preserve the Tuolumne River, and designate almost all of the existing wilderness in the state; and

WHEREAS, Ms. Lacey has worked to ensure the viability of industries that depend on California's natural resources; and

WHEREAS, In a state as economically and ideologically diverse as California, Ms. Lacey has always been able to fairly address the issues and ensure that all sides of every battle had a hearing in the office of the state's senior senator; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco recognizes Kathy Files Lacey for her years of service to the United States Senate and commends her for her many contributions to the State of California and its people.

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Yee

Absent: Supervisor Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0068

JAN 23 1998
Date Approved

Mayor

FILE NO. 98-0069 RESOLUTION NO. 35-98

[Lunar New Year -- Year of the Tiger]

COMMEMORATING THE YEAR OF THE TIGER AND EXTENDING ITS HEARTFELT WISHES FOR A PROSPEROUS NEW YEAR AND DECLARING JANUARY 28,1998 TO BE "LUNAR NEW YEAR'S DAY" IN SAN FRANCISCO.

WHEREAS, January 28, 1998 is 4696 in the Lunar Calendar and the beginning of the Year of the Tiger; and,

WHEREAS, The Tiger symbolizes kindness, compassion, leadership, courage, and confidence; and,

WHEREAS, The Year of the Tiger will be a year favoring action, and courageous movement; and,

WHEREAS, Famous people born in the Year of the Tiger include Dr. Sun Yet San, President Dwight D. Eisenhower, Emily Dickinson, Marco Polo, Beethoven, Marilyn Monroe; and,

WHEREAS, A large number of San Franciscans celebrate the Lunar New Year as part of its long-standing cultural tradition; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby commemorates the Year of the Tiger and extends its heartfelt wishes for a prosperous new year; and be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares January 28,1998 to be "Lunar New Year's Day" in San Francisco.

[SUPERVISOR TENG], KAUFMAN, KATZ, BIERMAN

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Yee

Absent: Supervisor Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-0069

JAN 23 1998
Date Approved

Mayor

FILE NO. 98-0072 RESOLUTION NO. 36-98

[Economic Impact Report on Market Street Closure]

URGING THE MAYOR TO DIRECT THE OFFICE OF ECONOMIC DEVELOPMENT TO CONDUCT AN ECONOMIC IMPACT REPORT ON THE PROPOSAL TO LIMIT PRIVATE VEHICULAR TRAFFIC ON MARKET STREET.

WHEREAS, The City is reviewing a proposal to limit private vehicular traffic on Market Street; and

WHEREAS, The San Francisco Transportation Authority is currently preparing a Strategic Analysis Report on the transportation impacts of the Market Street proposal; and

WHEREAS, Market Street is a vital transportation artery, not only for public transit, but for private cars, taxis, pedestrians and cyclists who support a wide array of economic activity in the area, including retail, office, restaurant, entertainment and hotel business; and

WHEREAS, There has been an explosion of economic growth in the Market Street and South of Market area, such as Yerba Buena, the Sony Metreon, PacBell Park, the Museum of Modern Art, and the Art Institute, that would be impacted by the proposed traffic changes; and

WHEREAS, Similar decisions to limit private vehicular traffic on major urban streets have had severe unforeseen economic impacts necessitating the costly reopening of the closed streets; now, therefore be it

RESOLVED, That the San Francisco Board of Supervisors hereby urges the Mayor to direct the Office of Economic Development to conduct a comprehensive economic impact report on the effects of limiting private vehicular traffic on Market Street; and be it further

RESOLVED, That the economic impact report be prepared concurrent to the Transportation Authority's study on transit impacts of the proposal, ensuring that the City has a full understanding of both the transportation and economic implications limiting vehicular traffic on Market Street.

BOARD OF SUPERVISORS Supervisors YAKI, Kaufman, Teng

BOARD OF SUPERVISORS YAKI

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Yee

Absent: Supervisor Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0072

JAN 23 1998
Date Approved

Mayor

FILE NO. 98-0085

RESOLUTION NO. 37-98

[Appointments]

APPOINTING MEMBERS TO THE LEAD POISONING PREVENTION CITIZENS ADVISORY COMMITTEE; MAKING FINDINGS WAIVING RESIDENCY REQUIREMENT.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Lead Poisoning Prevention Citizens Advisory Committee, pursuant to the provisions of the San Francisco Health Code, Section 1607, for the terms specified:

Nikkie Ho, succeeding herself (Seat 26604 – must represent a tenant organization), term expired August 20, 1997, for a new four-year term ending August 20, 2001.

Dianne C. Velleno, succeeding herself (Seat 26610 – must have expertise in State preschools), term expired August 20, 1997, for a new four-year term ending August 20, 2001.

Michael Miller, succeeding himself (Seat 26614 – must have expertise in real estate), term expired August 20, 1997, for a new four-year term ending August 20, 2001.

and, be it

FURTHER RESOLVED, That Section 4.101 of the City Charter requires that persons appointed to boards, commissions and advisory bodies established by legislative act of the Board of Supervisors be residents of the City and County of San Francisco, and further provides that the Board of Supervisors may waive the residency requirements upon certain findings being made; and, be it

FURTHER RESOLVED, That the Board of Supervisors makes the following findings:

1. The membership of the Lead Poisoning Prevention Citizens Advisory Committee has a goal to be representative of the diversity of the City and County of San Francisco, is required to include one representative of a tenant organization.

2. Applicant Nikkie Ho, an incumbent, who represents the Chinatown Resource Center as a community organizer for the Lead Program, is not a resident of San Francisco.

3. the Lead Poisoning Prevention Citizens Advisory Committee has attempted to fill the position with an individual who is a City resident and who has the specific experience, skills and qualifications, but has been unable to do so at this time. The Board of Supervisors certifies that Nikkie Ho is uniquely qualified to serve on the Lead Poisoning Prevention Citizens Advisory Committee

4. After exercising due diligence, the Board of Supervisors concludes that there is no other possible applicant who is a resident of San Francisco and who has the specific experience, skills or qualifications possessed by this applicant, and who is willing to serve on the Committee ; and, be it

FURTHER RESOLVED, That the Board of Supervisors, therefore, waives the residency requirements of Section 4.101 of the City Charter for Nikkie Ho, as allowed in cases where no qualified City residents willing to serve can be found.

RULES COMMITTEE

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0085

JAN 23 1998
Date Approved

Mayor

FILE NO. 98-0113

RESOLUTION NO. 38-98

[Recognize Sharon Studio Staff)

RECOGNIZING VIRGINIA BANTA, CONSTANCE FLANNERY, RICHARD LEAF, PATTI MCKAY, KITTY CHILES MCINERNEY, LEN PRICE, AND LYNN WOOD FOR THEIR EXTRAORDINARY DEDICATION TO THEIR ART AND PROFESSION, AND PROCLAIMING FEBRUARY 7, 1998 AS ART INSTRUCTORS DAY IN THE CITY OF SAN FRANCISCO.

WHEREAS, San Francisco provides a visual arts program for the community through the Sharon Art Studio, and

WHEREAS, Classes are conducted by a unique group of Recreation and Park craft instructors, who over the years have developed an arts and crafts program which all generations in every culture can embrace; and

WHEREAS, The success of their careful planning is demonstrated, not only in the quality of art produced, but also by the mutual support, shared encouragement, and spirit of camaraderie which pervades the studio; and

WHEREAS, The studio staff, while maintaining and extending an excellent curriculum for adult and senior citizens, has increased participation by children to widen youthful experience, provide diversity in after school activity, and give young people a wider horizon in lifelong choices; and

WHEREAS, Now that the program has achieved thirty years of operation, it is appropriate to celebrate the excellence of this city resource, and especially to thank and salute the talented staff, who have utilized their own unique talents to preserve this opportunity for San Franciscans, today and in the future, to enjoy and pursue their dreams in art, now therefore be it

Supervisors Medina, Bierman

BOARD OF SUPERVISORS

RESOLVED, That the San Francisco Board of Supervisors recognize and acclaim Virginia Banta, Constance Flannery, Richard Leaf, Patti McKay, Kitty Chiles McInerney, Len Price, and Lynn Wood for their extraordinary dedication to their art and profession, and proclaim this day, February 7th, 1998 as Art Instructors Day in the City of San Francisco.

Supervisor José Medina

BOARD OF SUPERVISORS

oc

Adopted - Board of Supervisors, San Francisco January 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Yee

Absent: Supervisor Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0113

JAN 23 1998
Date Approved

Mayor

1/21/98 - As amended in Committee.

FILE NO. 25-97-18

RESOLUTION NO. 39-98

CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT JANITORIAL SERVICE AND LANDSCAPE MAINTENEANCE SERVICES AT THREE DEPARTMENT OF PARKING AND TRAFFIC OFFICE SITES AND 22 NEIGHBORHOOD OFF-STREET PARKING FACILITIES CAN BE PERFORMED BY A PRIVATE CONTRACTOR FOR A LOWER COST THAN SIMILAR SERVICES PERFORMED BY CITY AND COUNTY EMPLOYEES;

1/21/98 jlb PROVIDING FOR RETROACTIVE AUTHORIZATION OF CONTRACT TO JANUARY 1, 1998.

WHEREAS, the electorate of the City and County of San Francisco passed Proposition "J" in November 1976, adding section 10.104.15 to the City Charter, allowing City departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and County employees, and

WHEREAS, the current contract for Janitorial Services and Landscape Maintenance for Department of Parking and Traffic offices and off-street parking lots commenced on January 1, 1996 and expires on December 31, 1997 with a one year extension to December 31, 1998, and

WHEREAS, the Department of Parking and Traffic has been very satisfied with the performance of the current Contractor and wishes to continue to realize the cost savings resulting from the contract, and

WHEREAS, the Controller has certified on December 3, 1997, a copy of which is on file with the Clerk of the Board in File No. 25-97-18, that said services can be performed at a lower cost to the City and County than by employees of the City and County, and

WHEREAS, The Parking and Traffic Commission adopted Resolution No. 155-97-PTC, a copy of which is on file with the Clerk of the Board File No. 25-97-18, urging the Board of Supervisors to accept the Controller's certification, therefore, be it

RESOLVED, that this Board of Supervisors hereby concur with the Controller's certification and approve that the Department of Parking and Traffic may contract for janitorial and landscape services; and, be it

1/21/98 jlb FURTHER RESOLVED, That this contract is authorized retroactive to January 1, 1998.

BOARD OF SUPERVISORS

DOCUMENTS DEPT.
FEB 26 1998
SAN FRANCISCO
PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Medina Newsom
Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
25-97-18

FEB - 6 1998
Date Approved

Mayor

FILE NO. 28-97-11 RESOLUTION NO. 40-98

(Emergency Repairs)

APPROVING EXPENDITURE OF FUNDS FOR SAN FRANCISCO WATER DEPARTMENT EMERGENCY PROCUREMENT AND REPAIRS FOR WATER TREATMENT PLANT OPERATIONS

WHEREAS, On April 22, 1997, the Public Utilities Commission ratified the January 14, 1997, emergency declaration by the President of the Public Utilities Commission to procure replacement parts and to repair failed equipment to allow continuous operations at the Sunol Valley Water Treatment Plant and the Harry Tracy Water Treatment Plant following the January storms and flooding; and

WHEREAS, At the time the Commission ratified the emergency, the costs for repairs were estimated by the Department at $3,100,000 and later increased by $750,000 by the Commission on August 26, 1997 through Resolution 97-0241, for a total of $3,850,000 after bids were received from the contractors for the Plant Control System Upgrade and Chemical Feed System Upgrade; and

WHEREAS, Recent investigation of the filters has revealed a gravel migration problem in four existing filters which would lead to inadequate filtration of water and violation of water quality regulations and the total cost to replace and restore gravel and filter media is estimated at $400,000, which additional increase of $400,000 was approved by the Commission on November 25, 1997, for a total for the emergency of $4,250,000; and

WHEREAS. All funding for the emergency is available in Project CUW134, Fast Track Projects; now, therefore, be it

RESOLVED, That this Board hereby approves the expenditure of funds in the amount of $4,250,000 to procure replacement parts and to repair failed equipment to allow continuous operations at the Sunol Valley and Harry Tracy Water Treatment Plants following the January storms and flooding.

[Public Utilities Commission]

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 28-97-11

FEB - 6 1998
Date Approved

Mayor

DOCUMENTS DEPT.
FEB 26 1998
SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 96-97-5 RESOLUTION NO. 41-98

[Public Utilities Commission Land Sale]

APPROVING A SALE OF LAND AT HAMLIN COURT IN SUNNYVALE TO W. LESLIE PELIO FOR THE AMOUNT OF $728,000 AND AUTHORIZING EXECUTION OF AN AGREEMENT FOR SALE OF REAL ESTATE, A QUITCLAIM DEED, AND A DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS AND GRANT OF EASEMENT.

WHEREAS, The City owns certain real property (the "City Property") located within the City of Sunnyvale, County of Santa Clara, being a portion of the Public Utilities Commission/San Francisco Water Department Bay Division Pipelines No. 3 and No. 4 Right Of Way, shown on PUC Drawings B-3598-1 and E-2323, copies of which are on file in the office of the Clerk of the Board of Supervisors in File No. 96-97-5; and,

WHEREAS, W. Leslie Pelio owns or will own real property located adjacent to the City Property (the "Adjacent Property") known as 940 Hamlin Court and desires to acquire the City Property to use with the Adjacent Property; and,

WHEREAS, The City Property had been paved, landscaped, and used by the previous owner of the adjacent property, under a permit from the City's Public Utilities Commission, and the current owner of the adjacent property is the only practical user of the City Property; and,

WHEREAS, The Director of Property has determined the fair market value of the City Property (land and surface improvements), taking into consideration the City's Deed restrictions for

(Real Estate)

use of the City Property and that W. Leslie Pelio has agreed to pay fair market value; now, therefore, be it

RESOLVED, That this Board of Supervisors finds that it is in the best interest of the City to sell the City Property based on direct negotiations with W. Leslie Pelio without a competitive bid process and that competitive bidding for this sale would be impractical as there is only one potential buyer for it at the fair market value; and, be it

FURTHER RESOLVED, That in accordance with the recommendations of the Public Utilities Commission and the Director of Property, this Board of Supervisors hereby authorizes and approves the sale of the City Property for Seven Hundred Twenty Eight Thousand Dollars ($728,000.00) on the terms and conditions set forth in that certain Agreement For Sale Of Real Estate (the "Agreement") dated as of November 10, 1997, a copy of which is on file in the offices of the Clerk of the Board of Supervisors in File No. 96-97-5; and, be it

FURTHER RESOLVED, That this Board of Supervisors authorizes the Director of Property, on behalf of the City and County of San Francisco, to execute the Agreement For Sale of Real Estate, on the terms and conditions set forth therein, the Quitclaim Deed with Restrictions and Easement Reservation and the Declaration of Covenants, Conditions and Restrictions and Grant of Easement to be recorded concurrently, all as recommended by the Public Utilities Commission in its Resolution No. 97-0296 and as approved by the City Attorney; and, be it

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SAN FRANCISCO
PUBLIC LIBRARY

FURTHER RESOLVED, That all actions authorized by this resolution and heretofore taken by any City official in connection with the subject matter hereof are hereby ratified, confirmed and approved by this Board of Supervisors

RECOMMENDED:

Anson Moran, General Manager
Public Utilities Commission

Pursuant to Resolution No. 97-0296
Adopted Oct. 28, 1997

Anthony J. DeLucchi
Director of Property

Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 96-97-5

FEB - 6 1998
Date Approved

Mayor

FILE NO. 148-97-6 RESOLUTION NO. 42-98

(Grant State Funds)

AUTHORIZING RETROACTIVELY THE DIRECTOR OF PUBLIC WORKS TO EXPEND UP TO $2,065,993 FROM THE STATE OF CALIFORNIA FOR ROADWAY WORK ON CITY STREETS IN ACCORDANCE WITH THE STATE-LOCAL TRANSPORTATION PARTNERSHIP PROGRAM (8TH CYCLE) WAIVING INDIRECT COSTS; PLACING $1,561,936 ON RESERVE.

WHEREAS, The California State Legislature passed Senate Bill 140 (SB140) in 1988 for the purpose of funding transportation improvements throughout the State; and

WHEREAS, The State legislature appropriated $100,000,000 of State funds in the 1997/98 fiscal year to be matched by local agencies for use on local roads; and

WHEREAS, The California Department of Transportation, CALTRANS, is responsible for the administration of the State-Local Transportation Partnership Program, and has established procedures for allocation of the available funding; and

WHEREAS, The City and County of San Francisco intends to use as matching funds money which was previously appropriated for road work and this program therefore will not increase the City's expenditure; and

WHEREAS, Resolution 656-90 authorized the director of Public Works to apply for and accept State matching fund; and

WHEREAS, The funding agency does not permit the inclusion of indirect costs; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby authorize retroactively the Director of Public works to expend up to $2,065,993 from the State of California for roadway work on City streets in accordance with the State-Local Transportation Partnership Program and to execute any and all documents necessary; and be it

FURTHER RESOLVED, That funds in the amount of $1,561,936 are hereby placed on reserve pending the selection of contractors, MBE/WBE status of contractors and submission of budget details; to be released be the Government Efficiency & Labor Committee.

Recommended:

Mark A. Primeau
Director of Public Works
and City Architect

Approved:

Mayor's Office

Approved:

Controller's Grant Division

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cc

Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Medina Newsom
Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
148-97-6

FEB - 6 1998
Date Approved

Mayor

As Amended in Board
1/26/98

FILE NO. 244-97-7 RESOLUTION NO. 43-98

[Treasure Island Development Authority]

DESIGNATING THE TREASURE ISLAND DEVELOPMENT AUTHORITY AS THE REDEVELOPMENT AGENCY AND LOCAL REUSE AUTHORITY FOR THE CONVERSION OF NAVAL STATION TREASURE ISLAND AND REQUIRING A REPORT FROM THE AUTHORITY REGARDING COMPETITIVE BIDDING, LEASING, APPOINTMENT OF A CITIZEN'S ADVISORY COMMITTEE, AND INTEGRATION WITH THE CITY'S PLANNING PROCESS.

WHEREAS, Naval Station Treasure Island is a military base located on Treasure Island and Yerba Buena Island (together, the "Base"), which is currently owned by the United States of America (the "Federal Government"); and,

WHEREAS, Treasure Island was selected for closure and disposition by the Base Realignment and Closure Commission in 1993, acting under Public Law 101-510, and its subsequent amendments; and,

WHEREAS, In 1995, the General Service Administration and the Bureau of Land Management determined that Yerba Buena Island was surplus to the Federal Government's needs and could be transferred to the administrative jurisdiction of the Department of Defense under the Base Closure and Realignment Act of 1990 and disposed of together with Treasure Island; and,

WHEREAS, The Federal Government ceased operations at the Base on or about October 1, 1997; and,

WHEREAS, The City and County of San Francisco is the Local Reuse Authority for the Base; and,

WHEREAS, On May 2, 1997, the Board of Supervisors passed Resolution No. 380-97, authorizing the Mayor's Treasure Island Project Office to establish a nonprofit public benefit corporation known a the Treasure Island Development Authority (the "Authority") to act as a single entity focused on the planning, redevelopment, reconstruction, rehabilitation, reuse and conversion of the Base for the public interest, convenience, welfare and common benefit of the inhabitants of the City and County of San Francisco; and,

WHEREAS, The Articles of Incorporation and Bylaws of the Authority provide that Directors of the Authority shall be appointed by the Mayor, unless rejected by a two-thirds vote of the Board of Supervisors within thirty days following transmittal of notice of such appointment, as provided in Charter Section 3.100(17) for the appointment of all City Commissioners; and,

WHEREAS, The State Lands Commission and the Attorney General's Office have asserted that the vast majority of developable land on the Base will be subject to the Tidelands Trust upon conveyance by the Federal Government, and, therefore, absent state legislation to the contrary, jurisdiction over such Tidelands Trust property would automatically vest in the San Francisco Port Commission under the Burton Act; and

WHEREAS, Like other closed or closing military bases, the conversion of Treasure Island will require large investments for new infrastructure and to address extraordinary transportation access and seismic constraints, and, therefore, to meet these challenges, the

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City will likely need to utilize the powers of redevelopment under The California Community Redevelopment Law, including the authority to issue tax-allocation revenue bonds based on tax increment generated at the Base; and,

WHEREAS, There is no other situation in San Francisco where a majority of the land in a proposed redevelopment area is also Tidelands Trust property, and, therefore, absent state legislation to the contrary, conversion of the Base to productive civilian reuse would be subject to review by a number of separate state and governmental bodies including both the San Francisco Redevelopment Agency Commission and the City's Port Commission, and to the extent required under the Burton Act, the Board; and,

WHEREAS, The requirements under existing law for multiple reviews and approvals by a variety of agencies may make conversion of the Base for job-producing reuse and generation of tax revenues substantially more difficult and time consuming; and,

WHEREAS, Based on the foregoing, the California legislature found that the conversion of the Base to productive civilian reuse presents unique redevelopment issues which would best be addressed by a single agency created for that purpose; and,

WHEREAS, To address these issues and provide a means for mitigating the serious economic impacts of the closure of the Base on the City, its surrounding communities and the State, the California legislature enacted the Treasure Island Conversion Act of 1997, amending Section 33492.5 of the California Health and Safety Code and adding Section 2.1 to Chapter 1333 of the Statutes of 1968 (the

"Act"), a copy of which is on file with the Clerk of the Board in File No. 244-97-7; and,

WHEREAS, The Act consolidates the powers essential to the reuse of the Base in the Authority by vesting in it both redevelopment authority over the Base and, with respect to those portions of the Base which are subject to the Tidelands Trust, the authority to administer the Tidelands Trust as to such property; and, now therefore, be it,

RESOLVED, That, pursuant to Section 5(a) of the Act, the Board hereby designates the Authority as the redevelopment agency with all of the rights, privileges, immunities, authorities, and duties granted to redevelopment agencies pursuant to Part 1 (commencing with Section 33000) of Division 24 of the Health and Safety Code, for the purpose of acquiring, using, operating, maintaining, converting and redeveloping the Base and shall hereafter be considered a redevelopment agency for all purposes under state law, including, but not limited to, the purposes of Section 21090 of the Public Resources Code; and, be it,

FURTHER RESOLVED, That the Board hereby authorizes the Authority to act as the Local Reuse Authority designated by the Federal Government's Office of Economic Adjustment for purposes of the conversion of the Base and to take any actions related to such designation; and, be it,

FURTHER RESOLVED, That the City Attorney shall act as legal counsel for the Authority; and, be it,

FURTHER RESOLVED, That the officers of the City and their agents are hereby authorized and urged, jointly and severally, to do any and all things and to execute and deliver any and all certificates and other documents in addition to the documents referred to in this resolution, which they or the City Attorney may deem necessary or advisable in order to effectuate the purposes of this resolution; and, be it

FURTHER RESOLVED, That in exercising the redevelopment powers designated herein, the Authority shall abide by the terms and conditions of any homeless assistance agreements by and between the City and the Treasure Island Homeless Development Initiative currently in existence or that may be approved by the Board after the completion of all required environmental reviews; and, be it

FURTHER RESOLVED, That by March 17, 1998, the Authority shall submit a report to the Economic Development, Transportation and Technology Committee describing policies that the Authority plans to adopt regarding (1) competitive bidding, (2) leasing procedures, (3) appointment of a Citizen's Advisory Committee and (4) the relationship and integration of any redevelopment plans for Treasure Island with the City's planning process.

FURTHER RESOLVED, That in conformance with existing State law, gambling is a prohibited activity on Treasure Island.

RECOMMENDED:

Director, Treasure Island Project Office

MAYOR WILLIE L. BROWN, JR.
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Bierman Brown Kaufman Medina Newsom Teng Yaki

Noes: Supervisors Ammiano Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 244-97-7

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 98-0026 RESOLUTION NO. 44-98

GRANTING REVOCABLE PERMISSION TO UMB CORPORATION TO TEMPORARILY CLOSE AND OCCUPY THE SOUTHERLY SIDEWALK AND A PORTION OF THE STREET AREA ON HARRISON STREET DURING CONSTRUCTION OPERATIONS AT 575 HARRISON STREET.

RESOLVED, That pursuant to Public Works Code Section 724, 724.7, and 724.8, permission revocable at the will of the Board of Supervisors, is hereby granted to UMB Corporation , to temporarily close and to occupy the southerly sidewalk, and a portion of the street area on Harrison Street, easterly of 2nd Street during construction operations at the aforementioned property.

PROVIDED, That The Permittee shall provide flagpersons as necessary and shall place and maintain reflectors and/or flasher lights at each end of construction barricades; shall provide "SIDEWALK CLOSED, USE OTHER SIDE OF STREET" and "TOW-AWAY-NO STOPPING ANYTIME" signs and shall provide all other necessary requirements; i.e., additional signs, equipment, etc. to control pedestrian and vehicular traffic, all to the requirements of the Department of Public Works and the Department of Parking and Traffic;

FURTHER PROVIDED, That permission is granted for a period of one year, retroactive to December 1, 1997, and shall expire no later than December 1, 1998.

FURTHER PROVIDED, That in consideration of this Permit being issued for the work described in the application, the Permittee on its behalf and that of any successor or assign, and on behalf of any lessee, promises and agrees to perform all the terms of this Permit and to comply with all applicable laws, ordinances and regulations.

FURTHER PROVIDED, That the Permittee agrees on its behalf and that of any successor or assign to hold harmless, defend, and indemnify the City and County of San Francisco, including, without limitation, each of its commissions, departments, officers, agents and employees (hereinafter collectively referred to as the "City") from and against any and all losses, liabilities, expenses, claims, demands, injuries, damages, fines, penalties, costs or judgments including, without limitation, attorneys' fees and

costs (collectively, "claims") of any kind allegedly arising directly or indirectly from (i) any act by, omission by, or negligence of, the Permittee or its subcontractors, or the officers, agents, or employees of either, while engaged in the performance of the work authorized by this Permit, or while in or about the property subject to this Permit for any reason connected in any way whatsoever with the performance of the work authorized by this Permit, or allegedly resulting directly or indirectly from the maintenance or installation of any equipment, facilities or structures authorized under this Permit, (ii) any accident or injury to any contractor or subcontractor, or any officer, agent, or employee of either of them, while engaged in the performance of the work authorized by this Permit, or while in or about the property, for any reason connected with the performance of the work authorized by this Permit, or arising from liens or claims for services rendered or labor or materials furnished in or for the performance of the work authorized by this Permit, (iii) injuries or damages to real or personal property, goodwill, and persons in, upon or in any way allegedly connected with the work authorized by this Permit from any cause or claims arising at any time, and (iv) any release or discharge, or threatened release or discharge, of any hazardous material caused or allowed by Permittee in, under, on, or about the property subject to this Permit or into the environment. As used herein, "hazardous material" means any substance, waste or material which, because of its, quantity, concentration of physical or chemical characteristics is deemed by any federal, state or local governmental authority to pose a present or potential hazard to human health or safety or to the environment.

FURTHER PROVIDED, That the Permittee must hold harmless, indemnify and defend the City regardless of the alleged negligence of the City or any other party, except only for claims resulting directly from the sole negligence or willful misconduct of the City. The Permittee specifically acknowledges and agrees that it has an immediate and independent obligation to defend the City from any claim which actually or potentially falls within this indemnity provision, even if the allegations are

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or may be groundless, false or fraudulent, which obligation arises at the time such claim is tendered to Permittee by the City and continues at all times thereafter. Permittee agrees that the indemnification obligations assumed under this Permit shall survive expiration of the Permit or completion of work.

FURTHER PROVIDED, That the Permittee shall obtain and maintain through the terms of this Permit general liability, automobile liability or workers' compensation insurance as the City deems necessary to protect the City against claims for damages for personal injury, accidental death and property damage allegedly arising from any work done under this Permit. Such insurance shall in no way limit Permittee's indemnity hereunder. Certificates of insurance, in form and with insurers satisfactory to the City, evidencing all coverages above shall be furnished to the City before commencing any operations under this Permit, with complete copies of policies furnished promptly upon City request.

FURTHER PROVIDED, That no structure shall be erected or constructed on said street except as specifically permitted herein;

FURTHER PROVIDED, That the Permittee shall pay a non-refundable fee of $4,880 for the duration of said occupancy;

FURTHER PROVIDED, That the Permittee shall, upon completion of all construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required, restore the street areas to the satisfaction of the Department of Public Works and reopen the areas to public use;

FURTHER PROVIDED, That this permission shall expire upon completion of said construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required.

RECOMMENDED:

Harlan L. Kelly, Jr.
Deputy Director for Engineering
and City Engineer

APPROVED:

for Mark A. Primeau, AIA
Director of Public Works
and City Architect

BOARD OF SUPERVISORS

Adopted Board of Supervisors San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0026

FEB - 6 1998
Date Approved

Mayor

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SEC. 2.71. CONDITIONS. Any permission for the temporary use or occupancy of a public street authorized by the City and County of San Francisco shall be subject to the following conditions:

(a) The temporary use or occupancy of a public street shall not unnecessarily obstruct or bar public access onto said street. Sidewalks shall remain open at all times for pedestrian use unless closure of the sidewalk is provided for by resolution of the Board of Supervisors explaining the reason for such closure.

(b) No object of any nature shall be placed or maintained within 15 feet of any fire hydrant or within five feet of any fire alarm box or police call box.

(c) No object of any nature shall be placed or maintained within any intersection or pedestrian crosswalk nor shall any vehicle be permitted to be parked in such areas.

(d) A continuous passageway in the roadway at least 14 feet in width shall be maintained at all times during the period of such use or occupancy for the use of emergency vehicles.

(e) No object of any nature shall be fastened to or erected over the surface of the street or sidewalk, and no object shall be affixed to any pole or standard upon any street or sidewalk, without prior written consent of the Director of Public Works.

(f) Painting upon any street or sidewalk surface shall be permitted only if a washable paint is used.

(g) Adequate illumination of area shall be maintained at all times such illumination is appropriate.

(h) Official traffic-control devices and traffic signal controllers shall not be covered or blocked at any time during the period of such use or occupancy.

(i) Street barricades determined by the Police Department as being necessary to protect the public's safety shall be delivered by the Police Department; shall be maintained in said locations at all times during the period of such use or occupancy by the permittee; and shall be returned to the San Francisco Police Department by the Police Department upon termination of the period of said use or occupancy.

(j) All manhole covers and valve box covers shall be kept clear of any fixed object.

(k) All streets and sidewalks within the area for which such permission is granted shall be kept clean and free from dirt and debris at all times during the period of such temporary use or occupancy, and all materials and equipment used in connection with said temporary use and occupancy shall be removed therefrom within 24 hours of the termination of the period of such use or occupancy. The Director of Public Works shall report any violations of this subsection to the Board of Supervisors.

(l) Applications for permission to hold a street fair on a predominantly commercial street shall be accompanied by evidence of insurance coverage as hereinafter set forth. For purposes of this subsection, a "predominantly commercial street" shall mean a street block on which at least 50 percent of front footage of private property on the ground floor of the street is used for commercial purposes. A street block shall be measured from street interesection to street intersection, but shall not include any alley intersection.

Applicants shall maintain in force, during the full term of the permit, insurance as follows:

(1) General Liability Insurance with limits not less than $500,000 each occurrence Combined Single Limit Bodily Injury and Property Damage, including Contractual Liability, Personal Injury, Broadform Property Damage, Products and Completed Operations Coverages;

(2) If any vehicles will be operated by the applicant in connection with street fair activities under the permit, Automobile Liability Insurance with limits not less than $500,000 each occurrence Combined Single Limit Bodily Injury and Property Damage, including owned, nonowned and hired auto coverages, as applicable; and

(3) If the applicant has employees, Workers' Compensation with Employers' Liability limits not less than $500,000 each accident. General Liability and Automobile Liability Insurance policies shall be endorsed to provide the following:

1. Name as additional insureds the City and County of San Francisco, its officers, agents and employees;

2. That such policies are primary insurance to any other insurance available to the Additional Insureds with respect to any claims arising out of activities under the permit, and that insurance applies separately to each insured against whom claim is made or suit is brought.

Certificates of insurance, in format and with insurers satisfactory to the City evidencing all applicable coverages shall be furnished to the City 10 days prior to the issuance of the permit and before commencing any operations under the permit, with complete copies of policies to be furnished to the City upon request.

The insurance requirement of this subsection shall be waived by the Board of Supervisors if the applicant certifies in writing that (1) the purpose of the street fair is First Amendment expression and that (2) the cost of obtaining insurance is so financially burdensome that it would constitute an unreasonable prior restraint on the right of First Amendment expression, or that it has been impossible for the applicant to obtain insurance coverage.

(m) Signs shall be posted pursuant to San Francisco Health Code Sections 265 through 265.3 wherever alcohol is offered for sale.

(n) Such further conditions as may be imposed by the Department of Public Works after inspection of the area involved. (Amended by Ord. 168-84, App. 4/18/84; Ord. 422-87, App. 10/30/87; Ord. 486-87, App. 12/23/87; Ord. 456-88, App. 10/13/88)

SEC. 2.72. EXCEPTIONS. The provisions of Sections 2.70 and 2.71 of this Article shall not be applicable to permits issued by the Director of Public Works pursuant to the provisions of Section 724 of the Public Works Code or to the temporary use or occupancy of a public street by a school where the school is using the street area for play purposes during specified hours of the school day. (Added by Ord 30-73, App. 1/26/73)

SEC. 2.73. TEMPORARY USE OR OCCUPANCY OF PUBLIC STREETS BY THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT FOR DEBARKATION AND EMBARKATION OF STUDENTS: DUTIES. Nothwithstanding the conditions set forth in Section 2.71 of this Article, any school of the San Francisco Unified School District receiving permission for the temporary

FILE NO. 98-0114 RESOLUTION NO. 45-98

[Commending Rita Douglas]

COMMENDING RITA DOUGLAS FOR THIRTY-TWO AND ONE HALF YEARS OF PUBLIC SERVICE AS A NURSE WITH SAN FRANCISCO'S DEPARTMENT OF PUBLIC HEALTH.

WHEREAS, Rita Douglas gave thirty-two and a half years of her life to the citizens of the City and County of San Francisco engaged in public service as a nurse with San Francisco's Department of Public Health; and,

WHEREAS, During the span of her illustrious career, Rita Douglas was on the front lines of the Department of Public Health's wellness campaigns where she was involved in tuberculosis testing, vision and hearing screening, physical assessment, classroom teaching, well baby and immunization programs, glaucoma and blood pressure programs for seniors, and communicable disease screening; and,

WHEREAS, A retrospect of Rita Douglas's career underscores how she bridged the gap separating San Francisco's underserved communities to much needed health resources serving as a PHN at La Casa de las Madres, a shelter for battered women and children, playing a role in establishing the O.M.I. Wellness Nursing Center, an adult health promotion and disease prevention satellite, serving with the Geriatric Mental Health Unit where she worked with social workers and psychiatrists to provide services to mentally challenged senior citizens and working with he San Francisco Police and Fire Departments and San Francisco Paramedic Units to assess and case manage senior citizens who live alone; and, therefore, be it

Supervisors Brown, Bierman, Katz

BOARD OF SUPERVISORS

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation to Rita Douglas for thirty-two and one half years of outstanding public service during which she touched countless lives and contributed to enhancing the quality of life that the citizens of San Francisco have enjoyed and come to expect; and, be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares January 21, 1998, "Rita Douglas Day," in San Francisco.

Supervisor Amos Brown , Bierman

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0114

FEB - 6 1998

Date Approved

Mayor

FILE NO. 98-0115 RESOLUTION NO. 46-98

[Commending Juewan Chin]

COMMENDING JUEWAN CHIN FOR HIS ARTISTIC ACHIEVEMENTS AND URGING THE SAN FRANCISCO ARTS COMMISSION IN OBSERVANCE OF THE LUNAR NEW YEAR CELEBRATION TO EXHIBIT JUEWAN CHIN'S MASTERPIECES IN THE WAR MEMORIAL BUILDING.

WHEREAS, Juewan Chin, a contemporary calligrapher, poet, and artist, is regarded as one of the finest calligraphers in the Chinese American community; and,

WHEREAS, Juewan Chin was born in the province of Quangdong, China and moved to the United States in 1962 and has been residing in San Francisco ever since; and,

WHEREAS, Juewan Chin, creator of the *Juewan Script*, the *Juewan One Large Running Stroke Script*, and the *Juewan Calligraphic Picture*, has created more than 280 pieces of treasured artworks, exhibited in San Francisco and China; and,

WHEREAS, Juewan Chin created "Chan Ying Yung Family Association" in Juewan One Large Running Stroke Script and Juewan Script was engraved in marble, 73" x 20" and is regarded as the first and finest Chinese calligraphy sign of the century by the Chinese American community in San Francisco; and,

WHEREAS, Juewan Chin created fourteen scrolls of the Chinese Zodiac, which took 20 months to complete with a total area of 123.5 square feet, and contains both calligraphy and pictures of different shades of black ink and is considered one of the greatest masterpieces of Chinese contemporary calligraphy in history; and,

[SUPERVISOR TENG], KATZ
BOARD OF SUPERVISORS

WHEREAS, This year's Lunar New Year falls on January 28, 1998, where thousands of San Franciscans will be celebrating; and,

WHEREAS, The San Francisco Arts Commission is responsible for the displays in the War Memorial Building; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Juewan Chin for his artistic achievements; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the San Francisco Arts Commission in observance of the Lunar New Year celebration to exhibit Juewan Chin's masterpieces in the War Memorial Building.

[SUPERVISOR TENG]
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-0115

FEB - 6 1998
Date Approved

Mayor

FILE NO. 98-0116 RESOLUTION NO. 47-98

[Position of Support]

URGING THE PROFESSIONAL GOLF ASSOCIATION (PGA) TO ADOPT POLICIES THAT WOULD NOT DISCRIMINATE OR EXCLUDE PEOPLE WITH DISABILITIES OR OTHER MEDICAL CHALLENGES, AS STATED IN THE AMERICAN WITH DISABILITIES ACT.

WHEREAS, The PGA Tour allows golf carts in the first two stages of its Qualifying Tournament to speed up play, but bans them on the PGA and Nike Golf Tours; and

WHEREAS, On December 23, 1997, the PGA Tour granted Casey Martin the ability to ride in a golf cart during two Nike Tour events in January pending a hearing in federal court in Oregon in February on a Tour rule prohibiting the use of golf carts in competition; and

WHEREAS, Casey Martin, a member of Stanford University's 1994 NCAA championship team, has a congenital leg disability that makes it difficult for him to walk; and

WHEREAS, Casey Martin recently won the 1998 Lakeland Classic on the PGA governed Nike Golf Tour; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the PGA and all of its affiliations to recognize the American with Disabilities Act and adopt policies that would not discriminate or exclude participants with disabilities of other medical challenges at PGA sanctioned events.

SUPERVISOR AMMIANO, MEDINA, BIERMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0116

FEB - 6 1998

Date Approved

Mayor

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FILE NO. 98-0117

RESOLUTION NO. 48-98

[Reuse of Durable Medical Equipment]

URGING THE CITY ATTORNEY TO RESEARCH LIABILITY ISSUES SURROUNDING THE REUSE OF DURABLE MEDICAL EQUIPMENT AND URGING THE DIRECTOR OF PUBLIC HEALTH TO RESEARCH REUSE OF DURABLE MEDICAL EQUIPMENT AT SAN FRANCISCO GENERAL HOSPITAL AND CITY HEALTH CLINICS.

WHEREAS, Several non-profit organizations participate in the recovery, repair, and reuse of durable medical equipment, including crutches, wheelchairs, canes, walkers, and bath chairs; and

WHEREAS, Much of this equipment could be used locally to benefit low income and/or uninsured patients; and

WHEREAS, City health agencies might experience a reduction in patient costs and improved patient services via a responsible equipment reuse program; and

WHEREAS, There may be potential liability issues involved in the reuse of durable medical equipment that may inhibit City and/or local health service providers from using such equipment; and

WHEREAS, The State of California has passed a "Good Samaritan" law that limits liability to food donors, thereby facilitating increased food distribution to the poor; now therefore, be it

Supervisors Ammiano, Bierman, Medina

BOARD OF SUPERVISORS

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby urges the City Attorney to research potential liability issues surrounding the reuse of durable medical equipment and to recommend legislative strategies designed to minimize liability to equipment donors; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby urges the Director of Public Health to research the potential for reuse of durable medical equipment in order to benefit low income and/or uninsured patients at San Francisco General Hospital and City health clinics.

SUPERVISOR AMMIANO

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0117

FEB - 6 1998
Date Approved

Mayor

FILE NO. 98-0118 RESOLUTION NO. 49-98

[Card Key Lock Installation]

URGING THE RENT BOARD, THE DEPARTMENT OF BUILDING INSPECTION, AND THE CITY ATTORNEY TO PREPARE A REPORT ON THE EFFECTS OF CARD KEY LOCK INSTALLATION ON BUILDING TENANTS AND TO DEVELOP RECOMMENDATIONS FOR POTENTIAL REGULATIONS GOVERNING KEY DISTRIBUTION TO TENANTS.

WHEREAS, Landlords are increasingly switching to "card key" locks as a means of increasing building security; and

WHEREAS, Some landlords are limiting tenant access to card keys and card key technology prohibits tenants from making copies of keys; and

WHEREAS, The Rent Board has seen an increase in tenant complaints about card key installation and has awarded at least one "decrease in services" judgement to a tenant; and

WHEREAS, Tenants of all types may have valid reasons for needing more than a single key, including, but not limited to, providing easy access to caregivers, family, and/or partners or keeping a duplicate key at a friend's house for emergencies; now therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby urges the Rent Stabilization Board, the Department of Building Inspection, and the City Attorney to prepare a report on card key and other lock systems, including the security benefits of such systems, the impacts of such systems on tenants, and recommendations for potential regulations governing building lock insta ation, including proper notice to tenants and key distribution to tenants.

Supervisors Ammiano, Bierman, Katz, Medina

SUPERVISOR AMMIANO

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Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0118

FEB - 6 1998
Date Approved

Mayor

FILE NO. 98-0119 RESOLUTION NO. 50-98

[African American Democratic Club]

EXPRESSING THE SUPPORT OF THE SAN FRANCISCO BOARD OF SUPERVISORS FOR THE AFRICAN AMERICAN DEMOCRATIC CLUB

WHEREAS, the African American Democratic Club was chartered on December 10, 1997 by unanimous vote of the San Francisco Democratic County Central Committee; and,

WHEREAS, The goal of the African American Democratic Club is to promote political awareness and to strengthen the political voice of San Francisco's African American community; and,

WHEREAS, The African American Democratic Club will organize voter registration drives and specifically target young adults to encourage them to exercise their franchise; and,

WHEREAS, Increased political participation by historically underrepresented communities enhances the democratic process; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors expresses its support for the founding of the African American Democratic Club on January 18, 1998.

Supervisor Amos Brown, Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0119

FEB - 6 1998

Date Approved

Mayor

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FILE NO. 98-0120 RESOLUTION NO. 51-98

[OTC Pharmaceutical Labeling]
SUPPORTING THE FDA'S PROPOSED REVISIONS TO OTC DRUG LABELING REGULATIONS THAT WOULD ADVISE CONSUMERS TO CONSULT WITH THEIR "DOCTOR OR PHARMACIST" ABOUT CERTAIN ASPECTS OF OTC MEDICATION INTERACTIONS; DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SEND THE RESOLUTION TO SAN FRANCISCO'S MEMBERS OF CONGRESS AND TO THE FDA; AUTHORIZING THE CITY'S FEDERAL LOBBYIST TO REPRESENT THIS POSITION AND TO TAKE REASONABLE STEPS TO LOBBY ON BEHALF OF THIS POSITION; AND DIRECTING THE CITY'S FEDERAL LOBBYIST TO KEEP THE BOARD APPRISED OF DEVELOPMENTS WITH THE PROPOSED CHANGES.

WHEREAS, The Food and Drug Administration (FDA) has proposed changes in over-the-counter (OTC) product labeling (in the February 27, 1997 *Federal Register*, vol. 62, No. 39) for products that would advise consumers to "Ask your doctor or pharmacist" regarding certain questions related to OTC medication; and

WHEREAS, Many San Franciscans need to consume pharmaceuticals, both OTC and prescription, and need quick, reliable and accurate information about pharmaceutical products, such as drug interactions or side-effects; and

WHEREAS, Pharmacists are highly trained health professionals in the fields of pharmacology and drug interactions and are qualified to respond to inquiries from consumers about pharmaceuticals; and

WHEREAS, California pharmacists are subject to a stringent continuing education program to maintain their licensing which focuses on the discussion of the latest pharmaceutical products and their potential drug interaction and side-effects; and

WHEREAS, Allowing and encouraging customers to consult pharmacists about the pharmaceuticals they purchase expands consumer access to information by providing

Supervisors Katz, Bierman

BOARD OF SUPERVISORS

it at the point-of-sale where the information is most readily available, and at some pharmacies, on a twenty-four hour a day basis; now, therefore, be it

RESOLVED, That the City and County of San Francisco supports the call for OTC pharmaceutical labeling to include a statement to "Ask your doctor or pharmacist" regarding certain questions related to OTC medication; and, be it

FURTHER RESOLVED, That the Board of Supervisors directs the Clerk of the Board to send a copy of this resolution to the City's federal lobbyists, to the Members of Congress representing San Francisco and to the appropriate personnel at the FDA; and, be it

FURTHER RESOLVED, That the Board authorizes the City and County's federal lobbyists to represent this position to the FDA and take all reasonable steps to make this position known to key FDA officials; and, be it

FURTHER RESOLVED, That the Board directs the City and County of San Francisco's federal lobbyists to keep the Board apprised in a timely fashion of developments regarding the FDA proposal to change OTC labeling.

Supervisor Katz

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0120

FEB - 6 1998
Date Approved

Mayor

As Amended in Board
1/26/98

FILE NO. 98-0121 RESOLUTION NO. 52-98

(Fillmore Center)

1/26/98
rt

SUPPORTING ~~THE~~ LOCAL AND MINORITY OWNERSHIP ~~OF THE FILLMORE CENTER~~, URGING THE REDEVELOPMENT AGENCY TO ENSURE THAT POTENTIAL OWNERS UNDERSTAND AND ARE CAPABLE OF DISCHARGING APPLICABLE OBLIGATIONS OF THE TAX REGULATORY AGREEMENT AND LAND DISPOSITION AGREEMENT, AND URGING THAT THE REDEVELOPMENT AGENCY EXERCISE ITS DISCRETION IN REVIEWING THE SALE IN A PUBLIC MEETING SO THAT THE COMMUNITY MAY COMMENT.

WHEREAS, the Fillmore Center Apartments in the Western Addition neighborhood of San Francisco represent a significant rental housing resource for the Western Addition community and the City as a whole, particularly the 20% of the units required to be rented to persons and families earning less than 80% of median income; and,

WHEREAS, The Western Addition has had a long history of difficulties with obtaining local and minority ownership of developments; and,

WHEREAS, The project has experienced serious financial and physical problems since the initial construction period, including construction defects, bankruptcy and foreclosure; and,

WHEREAS, The project is now being sold by the interim owners, the original bank group lenders, to new owners, and the project will continue to be subject to a Tax Regulatory Agreement between the owners and the San Francisco Redevelopment Agency and a Land Disposition Agreement between the owners and the Agency; and,

WHEREAS, It is in the best interests of the Western Addition community, the City and the potential owners, that the project be operated successfully and in a manner that will fulfill its original intent as an anchor development for the Western Addition; now, therefore be it

1/26/98
rt

RESOLVED, That the San Francisco Board of Supervisors supports local and minority ownership ~~of the Fillmore Center,~~ and, be it

FURTHER RESOLVED, That the Board of Supervisors urges the Redevelopment Agency to assure that the potential owners understand and are fully capable of discharging all the applicable obligations of the Tax Regulatory Agreement and the Land Disposition Agreement, and, be it

FURTHER RESOLVED, That the Board urges the Redevelopment Agency to exercise the discretion it may have in reviewing any such sale to the potential owners in a public meeting so that the community may have an opportunity to comment on the matters presented to the Agency for consideration.

Supervisor Medina

Supervisors Medina, Brown, Bierman

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0121

FEB - 6 1998
Date Approved

Mayor

FILE NO. 98-0122 RESOLUTION NO. 53-98

[URGING CONGRESS TO ADOPT PRESIDENT CLINTON'S CHILD CARE PLAN]

URGING CONGRESS TO ADOPT PRESIDENT CLINTON'S CHILD CARE PLAN AND DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO TO FORWARD A COPY OF THIS RESOLUTION TO CALIFORNIA'S CONGRESSIONAL DELEGATION AND THE CITY'S LOBBYIST IN WASHINGTON, D.C.

WHEREAS, President Clinton proposed to broadly expand the federal government's role in child care; and,

WHEREAS, The budget President Clinton presented to Congress calls for $21.7 billion in child care spending and tax subsidies over the next five years to make child care more affordable and available for the millions of American children whose parents work; and,

WHEREAS, President Clinton proposed $7.5 billion to double the number of children receiving federal child care subsidies by increasing block grants to states; and,

WHEREAS, President Clinton proposed $3.8 billion to increase Head Start funding, which helps preschool children through nutritional assistance and academic preparation, and double the number of children served by the program; and,

WHEREAS, President Clinton proposed $3 billion in establishing a fund to provide grants for community programs improving child safety and learning for children through age 5; and,

WHEREAS, President Clinton proposed $800 million to expand funding of school-community partnerships to provide after-school care; and,

SUPERVISOR TENG, BIERMAN, KATZ, MEDINA
BOARD OF SUPERVISORS

WHEREAS, President Clinton proposed $500 million to give tax credit to businesses that provide child care for employees; and,

WHEREAS, Increased federal and state attention to child care issues and programs, as exemplified by the White House Conference on Child Care, provides an opportunity for San Francisco to maximize resources and augment these efforts; and,

WHEREAS, San Francisco still suffers from critical shortages of all types of child care, especially care for children with disabilities, non-traditional hours care, care for the chronically ill and mildly sick children; and,

WHEREAS, Over seven thousand families in San Francisco, including 13,500 children are affected by welfare reform; and,

WHEREAS, Quality and affordable child care which provides appropriate developmental services and a nourishing, safe, and stimulating environment can give young children a good start in life and can affect their lives long into adulthood; and,

WHEREAS, President Clinton's proposal is "the single largest national commitment to child care in the history of the United States;" now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges Congress to adopt President Clinton's child care plan; and be it;

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco directs the Clerk to forward a copy of this

SUPERVISOR TENG
BOARD OF SUPERVISORS

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resolution to California'S Congressional Delegation and the City's Lobbyist in Washington, D.C.

Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0122

FEB - 6 1998

Date Approved

Mayor

FILE NO. 98-0123 RESOLUTION NO. 54-98

[Pursuit of Federal Grants for High Technology Employee Training]

SEEKING GRANTS ISSUED BY THE U.S. DEPARTMENTS OF LABOR, EDUCATION, AND COMMERCE FOR TRAINING WORKERS FOR HIGH TECH JOBS AND BRINGING HIGH TECHNOLOGY TO LOW-INCOME AREAS OF SAN FRANCISCO.

WHEREAS, A survey released by the Information Technology Association of America revealed that one of every 10 information technology jobs in the United States goes unfilled because employers are unable to find appropriately trained workers; and

WHEREAS, Labor Department projections show that the demand for computer scientists, systems analysts and programmers will double over the next 10 years; and

WHEREAS, Labor Department projections show that 1.3 million new workers will be needed to fill high-tech, high-wage jobs; and

WHEREAS, Seeking to meet the growing demand for high-tech workers, the federal government has put forth new grants to recruit and train information technology specialists; and

WHEREAS, The Labor Department will make $3 million available in seed money to fund state and local programs that train laid off workers in other industries for high-tech jobs; and

WHEREAS, The Commerce Department has made $17 million in grants available to bring information technology to low-income areas; and

Supervisor Yee

BOARD OF SUPERVISORS

WHEREAS, The Education and Labor Departments will provide $6 million in grants for industry groups that expand private-sector involvement in giving young people vocational skills; and

WHEREAS, San Francisco benefits greatly from the retention and expansion of jobs and strengthening of the local tax base; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Office of the Mayor to work with our state and federal legislators to seek a portion of the Departments of Labor, Education, and Commerce grants for San Francisco.

SUPERVISOR YEE

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0123

FEB - 6 1998
Date Approved

Mayor

FILE NO. 98-0124 RESOLUTION NO. 55-98

[Public Hearing Approval]

RESOLUTION AUTHORIZING THE SALE BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY OF EQUIPMENT ONLY PURCHASE PROGRAM NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $1,000,000 FOR JUST DESSERTS, INC. (OR A RELATED ENTITY).

WHEREAS, The California Statewide Communities Development Authority, a joint exercise of powers agency established pursuant to the laws of the State of California ("CSCDA") has proposed to issue its Equipment Purchase Program Note or Notes (the "Notes") in an aggregate principal amount not expected to exceed $1,000,000 pursuant to the California Industrial Development Financing Act, Section 91500 et seq. of the Government Code of the State of California, as amended and supplemented (the "Act"); and,

WHEREAS, The City and County of San Francisco (the "City") is a member of CSCDA; and,

WHEREAS, The project to be financed by the Notes consists of the acquisition and installation of the property and financing costs for Just Desserts, Inc. (or a related entity) (the "Project"); and,

WHEREAS, The interest on the Notes may qualify for tax exemption under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") only if the Notes are approved in accordance with Section 147(f) of the Code; and,

WHEREAS, The CSCDA has requested that the Board of Supervisors of the City (the "Board") approve the issuance of the Notes in order to satisfy the public approval requirement of Section 147(f) of the Code,

as amended (the "Code"), the requirements of Section 9 of the Amended and Restated Joint Exercise of Powers Agreement (the "Agreement"), dated as of June 1, 1988, among certain local agencies, including the City, and the public agency approval requirement of Section 91530(f) of the Government Code of the State of California, as amended; and,

WHEREAS, The Project is located wholly within the City and County of San Francisco, California; and,

WHEREAS, On January 6, 1998, the City caused a notice stating that a public hearing with respect to the issuance of the Notes would be held by the Mayor's Office on January 20, 1998, to appear in The Independent, which is a newspaper of general circulation in the City; and,

WHEREAS, The Mayor's Office has held the public hearing described above on January 20, 1998, and an opportunity was provided for persons to comment on the issuance of the Notes and the Project; and,

WHEREAS, This Board is the elected legislative body of the City and is the applicable elected representative required to approve the issuance of the Notes within the meaning of Section 147(f) of the Code, Section 9 of the Agreement and Section 91530(f) of the Government Code of the State of California; now, therefore, be it

RESOLVED, BY THIS BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO AS FOLLOWS:

SECTION 1. The Board hereby finds and declares that the above recitals are true and correct.

///

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SECTION 2. This Board hereby approves the issuance of the Notes by CSCDA. It is the purpose and intent of this Board that this Resolution constitute approval of the Notes by the applicable elected representative of the issuer of the Notes and the applicable elected representative of the governmental unit having jurisdiction over the area in which the Project is located, in accordance with Section 147(f) of the Code.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: Michelle W. Sexton
MICHELLE W. SEXTON
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco January 26, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0124

FEB - 6 1998
Date Approved

Mayor

FILE NO. 13-97-40 RESOLUTION NO. 56-98

[Federal Waiver for Methadone Administration]

URGING THE FEDERAL GOVERNMENT TO PROVIDE A WAIVER TO THE CITY AND COUNTY OF SAN FRANCISCO SO THAT PRIVATE PHYSICIANS MAY ADMINISTER METHADONE WITHIN THEIR INDEPENDENT DISCRETION AND URGING THE SAN FRANCISCO DEPARTMENT OF PUBLIC HEALTH TO APPLY FOR SUCH A WAIVER.

WHEREAS, The City and County of San Francisco is suffering from an epidemic of substance abuse in crisis proportion; and,

WHEREAS, San Francisco ranks number three in the country and number one in the state for heroin related hospital admittance; and,

WHEREAS, Although heroin use is a crime, being an addict does not carry criminal liability; and,

WHEREAS, A recent hearing in front of the San Francisco Board of Supervisor's Health, Family, and Environment Committee resulted in the recommendation that the City and County apply harm reduction strategies with regard to heroin addiction; and,

WHEREAS, Administering methadone to addicts as a means to wean the addict from heroin is one method of harm reduction; and,

WHEREAS, Current federal law significantly restricts methadone administration, making physicians reluctant to treat heroin addiction because of mountains of paperwork and onerous regulations imposed by federal agencies and state governments; and,

WHEREAS, Methadone is a synthetic narcotic which blunts the craving for heroin without producing the high associated with heroin; and,

WHEREAS, Laws to control methadone diversion are no longer necessary because these laws were initially passed upon apprehension that methadone would be sold on the black market; and,

WHEREAS, A committee at the National Institute of Health recently supported an earlier White House call by General Barry McCaffry for more physician control of dosing and distribution of methadone; and,

WHEREAS, An estimated 600,000 heroin addicts are in the United States and only about 115,000 are enrolled in methadone-maintenance programs; and,

WHEREAS, Reducing the burden that physicians must bear with regard to paperwork and frequent state and federal inspections could greatly increase the number of persons treated by methadone; and,

WHEREAS, The Department of Health can apply for a federal waiver from the Drug Enforcement Agency, the Food and Drug Administration, and the Drug and Alcohol Substance Abuse Agency to allow outpatient treatment of heroin addiction through methadone; and,

WHEREAS, Three U.S. locales have small waivers for outpatient treatment: New York City, Connecticut, and Baltimore; now, therefore, be it

RESOLVED, The City and County of San Francisco does hereby urge the Federal Government to provide a waiver to San Francisco which will allow physicians full discretion to treat addiction through prescription methadone; and be it

FURTHUR RESOLVED, That the City and County of San Francisco does hereby request that the Department of Health apply for such a waiver; and be it

FURTHUR RESOLVED, That the City and County of San Francisco does hereby request that a copy of this resolution be forwarded by the Mayor to our state and federal lobbyists with a request that those lobbyists make it a priority to work with the Department of Health to establish this waiver; and be it

FURTHER RESOLVED, That the City and County of San Francisco does hereby request an update on the progress of this project from our lobbyists within 30 days of the passage of this resolution.

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Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng
Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
13-97-40

FEB - 6 1998
Date Approved

Mayor

FILE NO. 28-97-12 RESOLUTION NO. 57-98

[Sewer Emergency]

APPROVING THE EXPENDITURE OF FUNDS FOR THE EMERGENCY WORK TO REPLACE THE STRUCTURALLY INADEQUATE SEWER AT THE INTERSECTION OF GEARY BOULEVARD AND 23RD AVENUE.

WHEREAS, On August 13, 1997, PUC Sewer Operations identified an emergency condition at the intersection of Geary Boulevard and 23rd Avenue; and,

WHEREAS, The existing sewer had failed, and immediate replacement was required in order to protect the health, welfare, and property of the Citizens of San Francisco; and,

WHEREAS, The Department of Public Work's Bureau of Engineering prepared Plans and Specifications for Contract No. RR-0004, "Geary Boulevard at 23rd Avenue Emergency Sewer Replacement" to replace the existing 24-inch diameter sewer with approximately 53 feet of 24-inch diameter vitrified clay pipe (VCP) sewer at the intersection of Geary Boulevard and 23rd Avenue; and,

WHEREAS, The Contractor, Esquivel Grading and Paving, Inc., began the emergency work on August 25, 1997; and,

WHEREAS, The cost of the work is estimated at $55,783.27, of which $39,783.27 is for the Construction Contract. Funds for said Contract are available from the R&R Fund under Job Order No. 1540N (Fund 5C/CPF/RNR, FAMIS Project No. CENRNRR928); and,

WHEREAS, The Public Utilities Commission, in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, declared the existence of an emergency; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the expenditure of funds for the emergency work to replace the structurally inadequate sewer at the intersection of Geary Boulevard and 23rd Avenue.

Public Utilities Commission

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 28-97-12

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 64-97-22 RESOLUTION NO. 58-98

RO#97178

[Real Property Lease Amendment]

AUTHORIZING AN AMENDMENT OF AN EXISTING LEASE OF REAL PROPERTY AT 1390 MARKET STREET FOR THE ETHICS COMMISSION .

RESOLVED, That in accordance with the recommendation of the Executive Director of the Ethics Commission, and the Director of Property; the Mayor, the Clerk of the Board of Supervisors, and the Director of Property are hereby authorized to execute a written lease amendment with CALFOX, Inc., Managing Agent for Owner, as Landlord; for approximately 1,003 square feet of additional office space, located in suite 801, 1390 Market Street, San Francisco, California, on the terms and conditions contained herein and on a form approved by the City Attorney; and, be it

FURTHER RESOLVED, That the Ethics commission shall continue to occupy the original 963 square feet of office space at suite 701 as well as the new expanded area of 1003 square feet in suite 801 and, be it

FURTHER RESOLVED, That the term of the lease for both suites shall remain the same as originally agreed and continue until November 30, 2000 unless funds for rental payments are not appropriated in any subsequent City fiscal year, at which time the City may terminate the lease with advance notice to the Landlord.

FURTHER RESOLVED, That the monthly base rent for the original space ($1,237) and the monthly rent for the expanded premises ($1,630) shall total $2,867 per month ($1.41 per square foot per month) over the entire remaining term, without any CPI increases, and, be it

FURTHER RESOLVED, That the lease amendment shall include an appropriate clause (in a form approved by the Director of Property and the City Attorney and contained in the original

lease.) pursuant to which the City shall indemnify, defend and hold harmless ("Indemnify") Landlord and its Agents from and against any and all claims. costs and expenses, including, without limitation, reasonable attorneys' fees, (collectively "Claims"), incurred as a result of (a) City's use of the premises, (b) any default by the City in the performance of any of its obligations under this lease, or (c) any negligent acts or omissions of City or its Agents, in or about the premises or the property; provided, however, City shall not be obligated to Indemnify Landlord or its Agents to the extent any Claim arises out of the active negligence or willful misconduct of Landlord or its Agents. City's obligations under this Section shall survive the termination of this lease, and be it

RECOMMENDED:

DIRECTOR OF PROPERTY

Virginia Vida

EXECUTIVE DIRECTOR, ETHICS COMMISSION

$ 9,780 Additional Available 1997-98 Fiscal Year

CONTROLLER

Subject To Approval of Supplemental Appropriation.

SI.\H \wp\lease\ethics DOC

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cc

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng
Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
64-97-22

FEB - 6 1998
Date Approved

Mayor

File No. 68-97-9

1/28/98 - As amended in Committee.
Resolution No. 54-98

[FEDERAL LAW ENFORCEMENT BLOCK GRANT]

AUTHORIZING THE MAYOR OF THE CITY AND COUNTY OF SAN FRANCISCO TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND A GRANT IN THE AMOUNT OF $2,796,944 FROM THE U.S. DEPARTMENT OF JUSTICE TO ADMINISTER THE LOCAL LAW ENFORCEMENT BLOCK GRANT PROGRAM, AND WAIVING INDIRECT COSTS.

1/28/98 jlb

WHEREAS, The Omnibus Appropriations Act of 1996 establishes the Local Law Enforcement Block Grant Program(LLEBG) under the authority of the U.S. Department of Justice; and,

WHEREAS, The Bureau of Justice Assistance issued a Notice of Fund Availability on June 24,1997 for the Local Law Enforcement Block Grant Program to support local efforts to reduce crime and increase public safety; and,

WHEREAS, The City and County of San Francisco can utilize Local Law Enforcement Block Grant funds for five Federal purpose areas; enhancing security measures in and around schools, supporting overtime for law enforcement officers, community crime prevention, the expansion and development of Drug Courts, and the enhancement of adjudication for violent offenders, and

WHEREAS, To be eligible for LLEBG funds, the City and County San Francisco convened the Mayor's Criminal Justice Council, an advisory body of local law enforcement and court officials, representatives from the School District, Department of Public Health, and at-large community representatives to make recommendations to the Mayor; and

WHEREAS, To be eligible for LLEBG funds, that prior to the obligations of funds, San Francisco held a public hearing regarding the proposed use of LLEBG funds at the Board of Supervisors Finance Committee meeting; and

WHEREAS, The City and County of San Francisco has been awarded a grant in the amount of $2,796,944 by the U.S. Department of Justice, Bureau of Justice Assistance, to support local efforts to reduce crime and increase public safety; now, therefore, be it

1/28/98 jlb

RESOLVED, That the Board of Supervisors hereby authorizes the Mayor to retroactively apply for, accept, and expend a grant in the amount of $2,796,944 from the U.S. Department of Justice to support local efforts to reduce crime and increase public safety; and be it

FURTHER RESOLVED, That the City and County of San Francisco will adhere to the requirements and conditions specified in the grant contract with the department of justice in the expenditure of Federal funds received pursuant to said application; and, be it

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs.

for

RECOMMENDED:
OFFICE OF THE MAYOR

RECOMMENDED
OFFICE OF THE
CONTROLLER

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SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng
Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
68-97-9

FEB - 6 1998
Date Approved

Mayor

FILE NO. 92-97-57 RESOLUTION NO. 60-98

[Appointment]
APPOINTING MEMBER TO THE DELINQUENCY PREVENTION COMMISSION.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Delinquency Prevention Commission, pursuant to the provisions of the San Francisco Administrative Code 20.51, for the term specified:

Ashok Kumar Bhatt, succeeding himself (Seat 21820 – must have interest in and be knowledgeable regarding juvenile delinquency prevention), term expired December 31, 1997, for a new four-year term ending December 31, 2001.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-57

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 172-97-82 As Amended in Committee 1/22/98 RESOLUTION NO. 61-98

Contract

AUTHORIZING THE DIRECTOR OF PUBLIC HEALTH TO ENTER INTO A SUBCONTRACT IN THE AMOUNT OF $11,359 WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA (BERKELEY), THE PRIMARY CONTRACTOR, TO PROVIDE DATA AND CONSULTATION FOR A STUDY OF THE CULTURAL APPROPRIATENESS OF THE INSTRUMENTS AND APPROACHES BEING USED BY CMHS TO MEASURE CLIENT OUTCOMES AND SATISFACTION; RETROACTIVE TO JULY 1, 1997.

WHEREAS, The University of California (Berkeley) has received funds from the Department of Health and Human Services (DHHS), for a project entitled "Center on Financing of Care for the Severely Mentally Ill"; and

WHEREAS, The University of California (Berkeley) as the primary contractor, has requested that the San Francisco City and County Department of Public Health, Community Mental Health Services, enter into a subcontract to participate in this project; and

WHEREAS, The University of California (Berkeley) has agreed to reimburse the San Francisco City and County Department of Public Health, Community Mental Health Services, in the amount of $11,359 under the terms of this subcontract; and

WHEREAS, The subcontract specifies that the City and County Department of Public Health, Community Mental Health Services is to provide data and consultation deemed necessary to meet the reporting requirements of the DHHS Granting Agency during the term of the subcontract; and, therefore, be it

RESOLVED, That the San Francisco City and County Director of Public Health is hereby authorized to enter into a subcontract in the amount of $11,359 with the University of California (Berkeley), the primary contractor, for provision of data and consultation, retroactive to ~~January~~ July 1, 1997.

1/22/98
rlh

RECOMMENDED:

Mitch Katz, M.D.
Interim Director of Health

APPROVED:

Health Commission

Public Health
BOARD OF SUPERVISORS

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cc

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng
Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
172-97-82

FEB - 6 1998

Date Approved

Mayor

FILE NO. 98-0007 RESOLUTION NO. 62-98

(Lease of Property)

AUTHORIZING A 10-YEAR LEASE OF PUBLIC UTILITIES COMMISSION LAND BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND SMART SMR OF CALIFORNIA, INC., DBA NEXTEL COMMUNICATIONS, IN THE CITY OF MILLBRAE, SAN MATEO COUNTY.

WHEREAS, The Public Utilities Commission pursuant to Resolution 97-0297 approved the subject lease, and

WHEREAS, Section 2.110 of the charter requires that lease of real property in excess of ten years shall be subject to approval by resolution of the Board of Supervisors; now therefore, be it

RESOLVED, That this Board hereby approves that lease of a portion of San Francisco Public Utilities Commission Watershed land at the Trousdale Gate along the Interstate 280 corridor located in Millbrae, between the City and County of San Francisco, Lessor, and, SMART SMR of California, Inc., dba Nextel Communications, Lessee, having been approved pursuant to Public Utilities Commission Resolution No. 97-0297 adopted October 28, 1997.

Public Utilities Commission

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0007

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 98-0019 RESOLUTION NO. 63-98

(Grant - Private)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, AIDS OFFICE, TO ACCEPT AND EXPEND RETROACTIVELY A GRANT IN THE AMOUNT OF $63,000 FROM THE HENRY J. KAISER FAMILY FOUNDATION TO FUND THE USING NEW TECHNOLOGIES TO IDENTIFY PERSONS AT HIGHEST RISK FOR HIV PROJECT; WAIVING INDIRECT COSTS AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

WHEREAS, The Henry J. Kaiser Family Foundation does not allow for indirect costs for this project; now, therefore be it

RESOLVED, That the Department of Public Health, AIDS Office, is hereby authorized to accept and expend retroactively a grant in the amount of $63,000 from the Henry J. Kaiser Family Foundation to fund the Using New Technologies to Identify Persons at Highest Risk for HIV Project for the residents of San Francisco; and, be it

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs and that although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Mitchell Katz, M.D.
Interim Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Public Health

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0019

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 98-0020 RESOLUTION NO. 64-98

(Grant - Federal)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO ACCEPT AND EXPEND RETROACTIVELY A GRANT IN THE AMOUNT OF $337,800 FROM THE HEALTH RESOURCES AND SERVICES ADMINISTRATION TO CONTINUE FUNDING THE UNIFORM REPORTING SYSTEM PROJECT; WAIVING INDIRECT COSTS AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

WHEREAS, The Health Resources and Services Administration does not allow for indirect costs for this project; now, therefore be it

RESOLVED, That the Department of Public Health is hereby authorized to accept and expend retroactively a grant in the amount of $337,800 from the Health Resources and Services Administration to continue supporting the Uniform Reporting System Project for the residents of San Francisco; and, be it

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs and that although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Mitchell Katz, M.D.
Interim Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0020

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 98-0021 RESOLUTION NO. 65-98

(Grant-State)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, DIVISION OF PUBLIC HEALTH TO ACCEPT AND EXPEND RETROACTIVELY A GRANT OF $169,500 FROM THE CALIFORNIA DEPARTMENT OF HEALTH SERVICES WIC BRANCH, FOR SMOKING CESSATION SERVICES; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

RESOLVED, That the Department of Public Health, Division of Public Health, is hereby authorized to accept and expend retroactively a grant of $169,500 which includes indirect costs in the amount of $9,727, based on 10% of salaries, from the California Department of Health Services WIC Branch for smoking cessation services to the residents of San Francisco.

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Mitchell Katz, MD
Interim Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Public Health

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0021

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 98-0022 RESOLUTION NO. 66-98

(Grant - State)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO ACCEPT AND EXPEND RETROACTIVELY A GRANT IN THE AMOUNT OF $15,000 FROM THE STATE DEPARTMENT OF HEALTH SERVICES FOR THE SURVEILLANCE FOR VARIANT AND DRUG RESISTANT STRAINS OF HIV PROJECT; WAIVING INDIRECT COSTS AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

WHEREAS, The State Department of Health Services does not allow for indirect costs for this program; now, therefore be it

RESOLVED, That the Department of Public Health is hereby authorized to accept and expend retroactively a grant in the amount of $15,000 from the State Department of Health Services for the Surveillance for Variant and Drug Resistant Strains of HIV Project for the residents of San Francisco; and, be it

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs and that although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Mitchell Katz, M.D.
Interim Director of Health

Public Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0022

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 98-0023 As Amended in Board 2/2/98 RESOLUTION NO. 67-98

(Grant - Federal)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO ACCEPT AND EXPEND RETROACTIVELY A GRANT IN THE AMOUNT OF ~~$361,161~~ $306,161 FROM THE CENTERS FOR DISEASE CONTROL FOR THE CONDOMS AND ALTERNATIVE HIV/AIDS PREVENTION METHODS PROJECT; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

RESOLVED, That the Department of Public Health is hereby authorized to accept and expend retroactively a grant in the amount of $306,161, which includes indirect costs in the amount of $31,773, based on 20% of salaries, from the Centers for Disease Control for the Condoms and Alternative HIV/AIDS Prevention Methods Project for the residents of San Francisco; and, be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Mitchell Katz, M.D.
Interim Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Public Health

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0023

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 98-0048 RESOLUTION NO. 68-98

[Appointment]
APPOINTING MEMBER TO THE LONG-TERM CARE PILOT PROJECT TASK FORCE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Long-Term Care Pilot Project Task Force pursuant to the provisions of resolution nos. 1024-96 and 187-97 and California Welfare and Institutions Code, Sections 14139.05 et seq., for indefinite term:

Jeffrey Beane, M.D., succeeding Roy Berry, M.D. (Seat 29908 – must represent managed care), resigned, for an indefinite term.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0048

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 98-0049 RESOLUTION NO. 69-98

[Appointment]
APPOINTING MEMBER TO THE LEAD POISONING PREVENTION CITIZENS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Lead Poisoning Prevention Citizens Advisory Committee pursuant to the provisions of the San Francisco Health Code, Section 1607, for the term specified:

Jean Wright, succeeding Giulio Francesconi (Seat 26611 – must have expertise in residential multi-dwellings), resigned, for unexpired portion of a four-year term ending August 20, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Brown Kaufman Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0049

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 98-0145 RESOLUTION NO. 70-98

[Honoring Espanola Jackson]

RECOGNIZING THE COMMUNITY ACTIVISM AND DEDICATION OF ESPANOLA JACKSON

WHEREAS, Espanola Jackson has been a resident of San Francisco for over 55 years; and,

WHEREAS, She has been active in the San Francisco community, in particular Bayview Hunters Point, since 1966; and,

WHEREAS, She founded the California Association for Health, Education, Employment, and Dignity (CAHEED, Inc.), and served as its President for over seven years; and,

WHEREAS, She has been affiliated with many welfare rights organizations, and has served as President of the San Francisco Welfare Rights Council for over six years and was past president of the Statewide Welfare Rights Organization; and,

WHEREAS, She has served with distinction in many Democratic political organizations; and,

WHEREAS, She has held numerous appointments by Mayors and Governors; and,

WHEREAS, On February 9, 1998, Espanola Jackson will be celebrating her sixty-fifth birthday; now, therefore, be it

RESOLVED, That the City and County of San Francisco recognizes Espanola Jackson for her many years of community activism helping families obtain better housing, education and health care in San Francisco and especially in the Bayview Hunters Point community.

BOARD OF SUPERVISORS Supervisors Leslie R. Katz, Amos Brown, Yaki Bierman, Teng

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0145

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 98-0146 RESOLUTION NO. 71-98

[National Day of Remembrance]

DECLARING FEBRUARY 19, 1998 A NATIONAL DAY OF REMEMBRANCE IN SAN FRANCISCO IN HONOR OF THE 56TH ANNIVERSARY OF EXECUTIVE ORDER 9066

WHEREAS, on February 19, 1942, President Franklin Delano Roosevelt signed Executive Order 9066 which incarcerated 120,000 Japanese Americans and legal resident aliens in internment camps during World War II; and

WHEREAS, President Gerald Ford formally rescinded Executive Order 9066 on February 19, 1976 and Congress adopted legislation on July 21, 1980 which was signed by President Jimmy Carter on July 31, 1980 to establish the Commission on Wartime Relocation and Internment of Civilians (CWRIC) to investigate the claim that the incarceration of Japanese Americans and legal resident aliens during World War II was justified by military necessity; and

WHEREAS, after the CWRIC finding that Executive Order 9066 was not justified by military necessity, Congress adopted the Civil Liberties Act of 1988 which President Ronald Reagan signed declaring it a "great day for America"; and

WHEREAS, the Civil Liberties Public Education Fund will co-sponsor a National Day of Remembrance with the Smithsonian Institution on February 19, 1998 to reflect upon the effects of Executive Order 9066, the activities of the CWRIC, and the adoption of the Civil Liberties Act of 1988; and

WHEREAS, the purpose of the National Day of Remembrance is to educate the public about the lessons learned from the internment to assure that this and similar violations of civil rights never happen again; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby recognize February 19, 1998 as a National Day of Remembrance in San Francisco.

BOARD OF SUPERVISORS

Supervisors Michael Yaki, Mabel Teng, Leland Yee, Bierman, Kaufman, Katz

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0146

FEB - 6 1998
Date Approved

Mayor

DOCUMENTS DEPT
FEB 26 1998

FILE NO. 98-0148 RESOLUTION NO. 72-98

[Opposing AB 1437, Smog Check II]

OPPOSING THE PASSAGE OF AB 1437(CARDOZA) OR ANY OTHER LEGISLATION THAT IMPOSES SMOG CHECK II ON THE BAY AREA.

WHEREAS, The State of California passed Smog check II legislation in 1997; and,

WHEREAS, The Bay Area Air Quality Management District (BAAQMD) was exempted from certain requirements under Smog Check II because it is not classified as a serious, severe, or extreme nonattainment area for ozone; and,

WHEREAS, The California Air Resources Board issued a report in 1996 stating that it was inconclusive whether the Bay Area transported pollutants to the San Joaquin Valley; and,

WHEREAS, That same study determined that the San Joaquin Valley is both an upwind and a downwind district, receiving pollutants from a variety of sources; and,

WHEREAS, AB 1437, introduced by Assemblyman Dennis Cordoza, will remove the current exemption and put the BAAQMD counties under the Smog Check II program; and,

WHEREAS, Smog Check II would place and onerous and unfair burden on commuters in the BAAQMD counties of San Francisco, Alameda, Contra Costa, Marin, Napa, San Santa Clara, Solano and Sonoma; and,

WHEREAS, These commuters would unfairly and unjustly be subjected to remote sensing, upgrading automobiles, and requiring that 15% of the vehicle fleet comply with these restrictions; and,

WHEREAS, San Francisco already has a Transit First Policy in place to encourage people to ride bicycles, travel on public transportation, and/or utilize other forms of non-polluting transport; and,

WHEREAS, The Bay Area already has a basic Smog check program; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco oppose the passage of AB 1437(Cardoza) or any other legislation that imposes Smog Check II on the Bay Area.

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Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0148

FEB - 6 1998
Date Approved

Mayor

FILE NO. 98-0167 RESOLUTION NO. 73-98

[Ruth Brinker Commemorative Plaque]

URGING THAT THE CITY AND COUNTY OF SAN FRANCISCO HONOR PROJECT OPEN HAND FOUNDER RUTH BRINKER WITH COMMEMORATIVE STREET PLAQUE ON WILLOW ALLEY.

WHEREAS, In 1985, Ruth Brinker, a 62-year old retired Meals on Wheels manager and grandmother, witnessed firsthand the debilitating effects of AIDS, having observed a friend battle the disease, and resolved to combat the isolation, desperation and hunger experienced by persons living with AIDS; and,

WHEREAS, Ruth Brinker began cooking hot meals in the basement of Trinity Episcopal Church in San Francisco and then delivering those meals for seven individuals living with AIDS, thus creating Project Open Hand; and,

WHEREAS, Project Open Hand has grown from serving those first seven people to over 5,000 men, women and children living with AIDS in San Francisco and Alameda counties annually; and,

WHEREAS, Project Open Hand has expanded services to include the delivery of daily hot meals, weekly groceries and nutrition counseling to those living with this disease; and,

Supervisors Katz, Kaufman

BOARD OF SUPERVISORS

WHEREAS, Ruth Brinker's vision of providing meals with love thirteen years ago has resulted in Project Open Hand providing over 4 million meals and over 400,000 bags of groceries to persons living with AIDS, and,

WHEREAS, Ruth Brinker's first act of human compassion in 1985 continues to inspire Project Open Hand's staff, 1,200 active volunteers, and 40,000 financial supporters to continue providing meals with love for people with AIDS to this day; now, therefore, be it

RESOLVED, That the City and County of San Francisco urges that the Department of Public Works work with Project Open Hand to erect a commemorative street plaque on Willow Alley at Polk Street in honor of Project Open Hand's founder Ruth Brinker in time for the grand dedication ceremony of its new building on February 14, 1998.

DOCUMENTS DEPT.
FEB 26 1998

Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0167

FEB - 6 1998
Date Approved

Mayor

FILE NO. 98-0168 RESOLUTION NO. 74-98

[National Freedom to Marry Day]

COMMENDING LAMBDA LEGAL DEFENSE AND EDUCATION FUND AND THE FREEDOM TO MARRY COALITION FOR THEIR WORK IN PROCURING MARITAL RIGHTS FOR LESBIAN AND GAY FAMILIES AND URGING THAT THE STATE OF CALIFORNIA RECOGNIZE THE RIGHT OF SAME-GENDER COUPLES TO MARRY.

WHEREAS, Society recognizes the intimate and lasting bond between two people through marriage and, in turn, marriage has become the cornerstone of the American family; and,

WHEREAS, The American family as we know it is not "traditional" but innovative, evidenced by the increasing numbers of lesbians and gays becoming parents; and,

WHEREAS, Lesbians and gays want the right to marry for the same reasons other Americans do: to gain the moral, legal, social and spiritual benefits conferred on the marrying couple and especially on their family unit; and,

WHEREAS, Marriage is a civil privilege conferred by society; and,

WHEREAS, The key to equal protection of the laws is the recognition of the individual's rights, and crucial to those rights is the right of intimate association, forming families and inevitably, therefore, marriage; and,

WHEREAS, February 12, 1998, is National Freedom to Marry Day; and,

WHEREAS, The Lambda Legal Defense and Education Fund and the Freedom to Marry Coalition have worked and continue to advocate for the rights of lesbian and gay families, specifically, that the right to marry be extended to this community; now, therefore, be it

RESOLVED, The San Francisco Board of Supervisors commends the work of the Lambda Legal Defense and Education Fund and the Freedom to Marry Coalition for their efforts on behalf of lesbians and gays to marry; and be it

FURTHER RESOLVED, That the State of California should not interfere with same-gender couples who choose to marry and share fully and equally in the rights, responsibilities and commitment of civil marriage.

SUPERVISOR LESLIE R. KATZ

Supervisor Katz

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0168

FEB - 6 1998
Date Approved

Mayor

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FILE NO. 68-97-8 RESOLUTION NO. 75-98

[FEDERAL FUNDING - MINORITY BUSINESS OPPORTUNITY COMMITTEE]

gj 2/3

AUTHORIZING THE MAYOR OF THE CITY AND COUNTY OF SAN FRANCISCO, RETROACTIVELY, TO APPLY FOR, ACCEPT AND EXPEND THE MINORITY BUSINESS DEVELOPMENT GRANT FOR A TOTAL AMOUNT NOT TO EXCEED $450,000.

WHEREAS, pursuant to Executive Order 11625, the Minority Business Development Agency (MBDA), an operating unit of the Department of Commerce, has determined that they have a mutual interest in the establishment of an entity which can obtain reliable information which would be of assistance to the development and implementation of strategies and activities to assist in the formation, development and growth of minority-owned businesses; and

WHEREAS, The City and County of San Francisco has a significant minority population and has an interest in enhancing opportunities for minority businesses by facilitating contracting opportunities with Federal, State and local agencies, as well as, with the private sector. The City and County of San Francisco has concluded that assistance to minority-owned businesses will contribute to the economic vitality of minority-owned businesses served by the City and County of San Francisco; and

WHEREAS, MBDA and the City and County of San Francisco agree to jointly establish a Minority Business Opportunity Committee (MBOC) in the City and County of San Francisco and request a waiver for indirect costs; now therefore be it

gj 2/3

RESOLVED, that the Board of Supervisors does hereby authorize the Mayor's Office of Economic Development, retroactively, to apply for, accept and expend a joint agreement between MBDA and the City and County of San Francisco in the amount of $450,000 to develop and facilitate the expansion of opportunities for minority businesses.

Recommended:

Director
Mayor's Office of Economic Development

Recommended:

Controller / Grant Division

Mayor

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Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
68-97-8

FEB 20 1998
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 172-97-83 RESOLUTION NO. 76-98

[Indemnification Agreement]

AUTHORIZING AN INDEMNITY PROVISION IN AGREEMENT REGARDING IMPLEMENTATION OF THE REGIONAL TRANSIT DISCOUNT CARD PROGRAM, AMONG THE CITY AND COUNTY OF SAN FRANCISCO, THE METROPOLITAN TRANSPORTATION COMMISSION AND THE BAY AREA RAPID TRANSIT DISTRICT

WHEREAS, On December 9, 1997, pursuant to Resolution No. 97-159, the Public Transportation Commission authorized its Director of Public Transportation to execute an "Agreement Regarding Implementation of the Regional Transit Discount Card Program" ("Agreement"), among the City and County of San Francisco, the Metropolitan Transportation Commission and the Bay Area Rapid Transit District; and

WHEREAS, The Agreement contains mutual indemnification provisions, whereby each party, including San Francisco, agrees to indemnify and hold the other parties harmless for the party's actions or omissions in conjunction with its duties under the Agreement; and

WHEREAS, The Board of Supervisors is required to approve contract provisions in which San Francisco agrees to indemnify another party, except as otherwise permitted by ordinance; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the subject indemnity provisions contained in the Agreement, which Agreement is contained in Board File No. 172-97-83.

PUBLIC TRANSPORTATION DEPARTMENT
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 172-97-83

FEB 20 1998
Date Approved

Mayor

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FILE NO. 261-97-1 RESOLUTION NO. 77-98

[Establishing a "Proudly Made in San Francisco" Label]

ESTABLISHING A "PROUDLY MADE IN SAN FRANCISCO" LABEL TO BE PLACED ON ITEMS MANUFACTURED IN SAN FRANCISCO AND URGING THE SAN FRANCISCO ART COMMISSION TO SPONSOR AN CONTEST FOR THE CREATION OF A "MADE IN SAN FRANCISCO" LABEL.

WHEREAS, The City and County of San Francisco is home to 526,000 jobs and 240,000 of those working women and men live in the City; and

WHEREAS, The City and County of San Francisco is home to over 60,000 businesses, with over 115,000 jobs in the local manufacturing sector; and

WHEREAS, From 1980 to 1990, manufacturing jobs in San Francisco have declined from 30% to 22% of the total jobs; and

WHEREAS, There is a need for an industrial policy to promote San Francisco manufacturing industry, for economic development, job retention and job creation; and

WHEREAS, It is part of the development of an industrial policy for San Francisco to encourage the manufacturing sector by creating a "Proudly Made in San Francisco" label; and

WHEREAS, As a means to promote products made in San Francisco, a "Made in San Francisco" label could be placed on any items manufactured in the City; and

WHEREAS, Companies which could utilize the "Made in San Francisco" label include — clothing manufacturers such as Lilli Ann Corporation, Golden Bear Sportswear, Jeanne Marc, Malco Modes, Byer California and Japanese Weekend; [Supervisor Teng]

accessory manufacturers such as Summer and the Hat Man; gift manufacturers such as Basic Brown Bear Factory and American Environmental Bag Corporation; and food and beverage manufacturers such as Just Desserts, Joseph Schmidt Confections, Spinelli Coffee, Anchor Steam Beer, Parisian Bread, Saag Sausage, La Tempesta Biscotti; and furniture manufacturers such as Oysterbed Home Environments, Bay City Woodworks; and

WHEREAS, The San Francisco Art Commission would be an appropriate body to sponsor a contest for the design of an official "Made in San Francisco" label; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco establish an official "Made in San Francisco" label to be placed on items manufactured in San Francisco; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urge the San Francisco Art Commission to sponsor a contest for the creation of an official "Made in San Francisco" label.

[Supervisor Teng]

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Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
261-97-1

FEB 20 1998
Date Approved

Mayor

FILE NO. 261-97-2 RESOLUTION NO. 78-98

["San Francisco First" Policy at the San Francisco Airport]

URGING THE AIRPORTS COMMISSION TO CONSIDER THE ADOPTION OF A POLICY TO REQUIRE, WHERE APPROPRIATE, THE SALE OF ITEMS MANUFACTURED IN SAN FRANCISCO, IN AIRPORT RENEWAL CONCESSION CONTRACTS AND FUTURE AIRPORT CONCESSION CONTRACTS, AND DIRECTING THE CLERK OF THE BOARD TO TRANSMIT A COPY OF THIS RESOLUTION TO THE AIRPORTS COMMISSION FOR ITS CONSIDERATION.

WHEREAS, The City and County of San Francisco is home to 526,000 jobs and 240,000 working women and men live in the City; and

WHEREAS, The City and County of San Francisco is home to over 60,000 businesses, with over 115,000 jobs in the local manufacturing sector; and

WHEREAS, From 1980 to 1990, manufacturing jobs in San Francisco have declined from 30% to 22% of the total jobs; and

WHEREAS, There is a need for an industrial policy to promote San Francisco manufacturing industry, for economic development, job retention and job creation; and

WHEREAS, The City and County of San Francisco continues to be one of the favorite cities to be visited by tourists worldwide, with a daily average of 112,329 visitors in the City each day, spending $231 million in total revenues annually; and

WHEREAS, For these tourists, the San Francisco Airport is often the first and last point of contact with the City, and an important place where they shop for souvenirs and gifts; and

[Supervisor Teng]

WHEREAS, The 1996 figures for concessions at the San Francisco Airport include the following: Retail concessions - $54,667,652; Food and Beverage concessions - $46,498,284; and Duty Free concessions - $47,536,523, for a total of $148,702,459 annually; and

WHEREAS, The Airports Commission of the City and County of San Francisco has 15 retail businesses which possess concession contracts for the sale of merchandise at San Francisco International Airport and generate over $148 million annually; and

WHEREAS, As a result of the construction of the new International Terminal which is scheduled for completion in May of 2000, the total square footage available for retail and food and beverage operations will increase by 72%; and

WHEREAS, The Airports Commission has the authority to adopt policies relating to such concession contracts; therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Airport Commission to consider the adoption of a policy to require, where appropriate, its tenants to promote and sell items manufactured in San Francisco in Airport renewal concession contracts and future Airport concession contracts; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco direct the Clerk of the Board to transmit a copy of this resolution to the Airports Commission for its consideration.

[Supervisor Teng]

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Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Yaki Yee

Absent: Supervisors Newsom Teng

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was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
261-97-2

FEB 20 1998
Date Approved

Mayor

FILE NO. 261-97-3 RESOLUTION NO. 79-98

["San Francisco First" Policy at the Port of San Francisco]

URGING THE SAN FRANCISCO PORT COMMISSION TO CONSIDER THE ADOPTION OF A POLICY TO REQUIRE, WHERE APPROPRIATE, THE SALE OF ITEMS MANUFACTURED IN SAN FRANCISCO IN PORT RENEWAL CONCESSION CONTRACTS AND FUTURE PORT CONCESSION CONTRACTS AND DIRECTING THE CLERK OF THE BOARD TO TRANSMIT A COPY OF THE RESOLUTION TO THE SAN FRANCISCO PORT COMMISSION FOR ITS CONSIDERATION.

WHEREAS, The City and County of San Francisco is home to 526,000 jobs and 240,000 of those working women and men live in the City; and

WHEREAS, The City and County of San Francisco is home to over 60,000 businesses, with over 115,000 jobs in the local manufacturing sector; and

WHEREAS, From 1980 to 1990, manufacturing jobs in San Francisco have declined from 30% to 22% of the total jobs; and

WHEREAS, There is a need for an industrial policy to promote San Francisco manufacturing industry, for economic development, job retention and job creation; and

WHEREAS, The City and County of San Francisco continues to be one of the favorite cities to be visited by tourists worldwide, and Fisherman's Wharf and Pier 39 are among the most visited destinations; and

WHEREAS, There are 11 retail businesses on Port-owned property; and

WHEREAS, Currently, the San Francisco Port Commission does not have a "San Francisco First" policy; and

[Supervisor Teng]

WHEREAS, The San Francisco Port Commission has the authority to adopt policies relating to such concession contracts; therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the San Francisco Port Commission to consider the adoption of a policy to require, where appropriate, its tenants to promote and sell items manufactured in San Francisco in appropriate Port renewal concession contracts and future Port concession contracts; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco direct the Clerk of the Board to transmit a copy of this resolution to the San Francisco Port Commission for its consideration.

[Supervisor Teng]

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Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
261-97-3

FEB 20 1998
Date Approved

Mayor

FILE NO. 98-0089 RESOLUTION NO. 80-98

[Intent to Vacate - Portion of Wawona Street]

DECLARING INTENTION OF THE BOARD OF SUPERVISORS TO VACATE AND SELL A PORTION OF WAWONA STREET BETWEEN 18TH AND 19TH AVENUES, SETTING THE HEARING DATE FOR ALL PERSONS INTERESTED IN THE PROPOSED VACATION AND SALE, MAKING FINDINGS OF GENERAL PLAN CONFORMANCE AND CONSISTENCY WITH PLANNING CODE SECTION 101.1, AND AUTHORIZING OTHER OFFICIAL ACTIONS IN CONNECTION THEREWITH.

WHEREAS, Mr. & Mrs. Stanley Goldberg, owners of the single family residence located at 2695 18th Avenue, discovered in the early 1990's that prior to the acquisition of their property in 1978 an extension of the house was constructed on the Wawona Street right-of-way; and

WHEREAS, Mr. & Mrs. Goldberg, through their attorney, requested that a portion of Wawona Street, which contains the above referenced encroachment, be vacated and sold to them (the "Subject Area"); and

WHEREAS, The Subject Area is shown on the Department of Public Works SUR Drawing No. 896, dated November 1, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0089 ; and ,

WHEREAS, By letter dated November 6, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0089, the Department of Public Works reported its findings that the Subject Area is no longer needed for present or prospective street purposes; and

(REAL ESTATE)

WHEREAS, There is no potential user of the Subject Area other than Mr. & Mrs. Goldberg, and Mr. & Mrs. Goldberg have agreed to pay to the City and County of San Francisco the full purchase price of $16,200 for the Subject Area; and,

WHEREAS, By letter dated September 30, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0089, the Department of City Planning reported its findings that the Subject Area is in conformity with City's General Plan and with the Eight Priority Policies of City Planning Code Section 101.1; and, be it

WHEREAS, The Board of Supervisors intends to sell the Subject Area to Mr. and Mrs. Goldberg and to authorize the Director of Property to execute and deliver any and all necessary documents and instruments to effectuate such sale, including a purchase agreement and deed on behalf of the City and County of San Francisco; now, therefore, be it

RESOLVED, That, pursuant to Section 8320 of the Streets and Highways Code, the Board of Supervisors hereby declares that it is its intention to order the vacation of a portion of Wawona Street, located between 18th Avenue and 19th Avenue, as described in the aforesaid drawing on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0089 (the "Subject Area"); and, be it

FURTHER RESOLVED, That the vacation proceeding of said Subject Area is conducted under the general vacation procedures of the Public Streets, Highways and Service Easements Vacation Law (Streets and Highways Code Sections 8320 et seq.); and, be it

gj 2/3

FURTHER RESOLVED, That notice is hereby given that on the 9th day of March, 1998, beginning at 3:00 p.m. in the Legislative Chambers of the Board of Supervisors, all persons interested in or objecting to the proposed vacation will be heard; and, be it

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FURTHER RESOLVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth, the findings in the Department of City Planning's letter dated September 30, 1996, that the proposed vacation of said Subject Area is in conformity with the General Plan and consistent with the Eight Priority Policies of Planning Code Section 101.1; and, be it

FURTHER RESOLVED, All actions authorized by this Resolution and heretofore taken by any City official in connection with the vacation contemplated herein are hereby ratified, approved and confirmed by this Board of Supervisors; and, be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors is hereby directed to transmit to the Department of Public Works, a certified copy of this Resolution, and the Department of Public Works is hereby directed to publish or post this Resolution in the manner required by law and to give notice of the hearing of such contemplated action in the manner required by law.

RECOMMENDED:

Director of Public Works
and City Architect

Director of Property

DESCRIPTIONS APPROVED/CHECKED:

for Deputy Director of Public Works
and City Engineer

Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0089

FEB 20 1998
Date Approved

Mayor

FILE NO. 98-0100 RESOLUTION NO. 81-98

GRANTING REVOCABLE PERMISSION TO RYAN CONSTRUCTION COMPANY TO TEMPORARILY CLOSE AND OCCUPY THE NORTH SIDEWALK ON REDWOOD ALLEY BETWEEN POLK STREET AND VAN NESS AVENUE AND TO CONDUCT CONSTRUCTION OPERATIONS AT 590 VAN NESS AVE. (BLOCK 766, LOT 8).

RESOLVED, That pursuant to Public Works Code Section 724, 724.7, and 724.8, permission revocable at the will of the Board of Supervisors, is hereby granted to Ryan Construction Company, to temporarily close and to occupy the north sidewalk on Redwwod Alley between Polk Street and Van Ness Avenue to conduct construction operations at the aforementioned property.

PROVIDED, That The Permittee shall provide flagpersons as necessary and shall place and maintain reflectors and/or flasher lights at each end of construction barricades; shall provide "SIDEWALK CLOSED, USE OTHER SIDE OF STREET" and "TOW-AWAY-NO STOPPING ANYTIME" signs and shall provide all other necessary requirements; i.e., additional signs, equipment, etc. to control pedestrian and vehicular traffic, all to the requirements of the Department of Public Works and the Department of Parking and Traffic;

FURTHER PROVIDED, That permission is granted for a period of one year, retroactive to November 10, 1997, and shall expire no later than April 15, 1998.

FURTHER PROVIDED, That in consideration of this Permit being issued for the work described in the application, the Permittee on its behalf and that of any successor or assign, and on behalf of any lessee, promises and agrees to perform all the terms of this Permit and to comply with all applicable laws, ordinances and regulations.

FURTHER PROVIDED, That the Permittee agrees on its behalf and that of any successor or assign to hold harmless, defend, and indemnify the City and County of San Francisco, including, without limitation, each of its commissions, departments, officers, agents and employees (hereinafter collectively referred to as the "City") from and against any and all losses, liabilities, expenses, claims, demands, injuries, damages, fines, penalties, costs or judgments including, without limitation, attorneys' fees and costs (collectively, "claims") of any kind allegedly arising directly or indirectly from (i) any act by, omission by, or negligence of, the Permittee or its subcontractors, or the officers, agents, or employees of either, while engaged in the performance of the work authorized by this Permit, or while in or about the property subject to this Permit for any reason connected in any way whatsoever with the performance of the work authorized by this Permit, or allegedly resulting directly or indirectly from the maintenance or installation of any equipment, facilities or structures authorized under this Permit, (ii) any accident or injury to any contractor or subcontractor, or any officer, agent, or employee of either of them, while engaged in the performance of the work authorized by this Permit, or while in or about the property, for any reason connected with the performance of the work authorized by this Permit, or arising from liens or claims for services rendered or labor or materials furnished in or for the performance of the work authorized by this Permit, (iii) injuries or damages to real or personal property, goodwill, and persons in, upon or in any way allegedly connected with the work authorized by this Permit from any cause or claims arising at any time, and (iv) any release or discharge, or threatened release or discharge, of any hazardous material caused or allowed by Permittee in, under, on, or about the property subject to this Permit or into the environment. As used herein, "hazardous material" means any substance, waste or material which, because of its, quantity, concentration of physical or chemical characteristics is deemed by any federal, state or local governmental authority to pose a present or potential hazard to human health or safety or to the environment.

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FURTHER PROVIDED, That the Permittee must hold harmless, indemnify and defend the City regardless of the alleged negligence of the City or any other party, except only for claims resulting directly from the sole negligence or willful misconduct of the City. The Permittee specifically acknowledges and agrees that it has an immediate and independent obligation to defend the City from any claim which actually or potentially falls within this indemnity provision, even if the allegations are or may be groundless, false or fraudulent, which obligation arises at the time such claim is tendered to Permittee by the City and continues at all times thereafter. Permittee agrees that the indemnification obligations assumed under this Permit shall survive expiration of the Permit or completion of work.

FURTHER PROVIDED, That the Permittee shall obtain and maintain through the terms of this Permit general liability, automobile liability or workers' compensation insurance as the City deems necessary to protect the City against claims for damages for personal injury, accidental death and property damage allegedly arising from any work done under this Permit. Such insurance shall in no way limit Permittee's indemnity hereunder. Certificates of insurance, in form and with insurers satisfactory to the City, evidencing all coverages above shall be furnished to the City before commencing any operations under this Permit, with complete copies of policies furnished promptly upon City request.

FURTHER PROVIDED, That no structure shall be erected or constructed on said street except as specifically permitted herein;

FURTHER PROVIDED, That the Permittee shall pay a non-refundable fee of $21,840 for the duration of said occupancy;

FURTHER PROVIDED, That the Permittee shall, upon completion of all construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required, restore the street areas to the satisfaction of the Department of Public Works and reopen the areas to public use;

FURTHER PROVIDED, That this permission shall expire upon completion of said construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required.

RECOMMENDED:

Harlan L. Kelly, Jr.
Deputy Director for Engineering
and City Engineer

APPROVED:

Mark A. Primeau, AIA
Director of Public Works
and City Architect

cc

Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0100

FEB 20 1998
Date Approved

Mayor

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2/4/98 - As amended in Committee.

FILE NO. 98-0109 RESOLUTION NO. 82-98

[De Young Museum General Obligation Bonds]

DETERMINING AND DECLARING THAT THE PUBLIC INTEREST AND NECESSITY DEMAND THE ACQUISITION, CONSTRUCTION AND/OR RECONSTRUCTION BY THE CITY AND COUNTY OF SAN FRANCISCO OF A NEW MUSEUM FACILITY IN GOLDEN GATE PARK TO REPLACE THE M.H. DE YOUNG MEMORIAL MUSEUM AND ALL OTHER WORKS, PROPERTY AND STRUCTURES NECESSARY OR CONVENIENT FOR THE FOREGOING PURPOSES, INCLUDING FUNDING FOR IMPROVEMENTS TO GOLDEN GATE PARK IN THE AREAS APPURTENANT TO, OR WHICH PROVIDE ACCESS TO, THE DE YOUNG MUSEUM, AND THAT THE ESTIMATED COST OF $89,900,000 ~~$95,000,000~~ FOR SUCH MUNICIPAL IMPROVEMENTS IS AND WILL BE TOO GREAT TO BE PAID OUT OF THE ORDINARY ANNUAL INCOME AND REVENUE OF THE CITY AND COUNTY AND WILL REQUIRE THE INCURRING OF BONDED INDEBTEDNESS.

RESOLVED, By the Board of Supervisors of the City and County of San Francisco:

Section 1. It is hereby determined and declared that the public interest and necessity demand the acquisition, construction and/or reconstruction by the City and County of San Francisco of a new M.H. de Young Memorial Museum in Golden Gate Park and all other works, property and structures necessary or convenient for the foregoing purposes, including funding for improvements to Golden Gate Park in the areas appurtenant to, or which provide access to, the de Young Museum, that the estimated cost of $89,900,000 ~~$95,000,000~~ for such municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require the incurring of bonded indebtedness.

SUPERVISOR YAKI, TENG, YEE, KATZ, BROWN, KAUFMAN, NEWSOM, MEDINA

BOARD OF SUPERVISORS

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Section 2. The estimated cost of such municipal improvements is $89,900,000 ~~$95,000,000~~. The cost of such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require an expenditure greater than the amount allowed therefor by the annual tax levy, and will require the incurring of bonded indebtedness in the amount of not to exceed $89,900,000 ~~$95,000,000~~.

Section 3. This resolution shall take effect immediately.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
JESSE CAPIN SMITH
Deputy City Attorney

SUPERVISOR YAKI, TENG, YEE, KATZ, BROWN, KAUFMAN AND NEWSOM

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0109

FEB 20 1998
Date Approved

Mayor

FILE NO. 98-0177 RESOLUTION NO. 83-98

[Child Passenger Safety Awareness Week]

COMMEMORATING FEBRUARY 8-12 AS CHILD PASSSENGER SAFETY AWARENESS WEEK AND URGING CITY DEPARTMENTS TO PARTICIPATE IN SUPPORTING THIS WEEK THROUGH EDUCATION, ENFORCEMENT AND AWARENESS EFFORTS.

WHEREAS, The California Office of Traffic Safety (OTS), California Department of Health Services (DHS), DRIVE SMART Sacramento, and the Northern California Child Passenger Safety Network, along with other participants will join forces to show support for Child Passenger Safety Week, the week of February 8-12; and,

WHEREAS, The purpose of this week is to educate the public on the benefits and laws surrounding correct and consistent use of child safety seats; and,

WHEREAS, Car crashes are a leading cause of preventable death among children and young adults in California; and,

WHEREAS, According to the California Highway Patrol, in 1996, 37 children three years of age and under were killed in traffic crashes, and 3,626 were injured in California; and,

WHEREAS, More than half of the children under five who are killed in car crashes are not riding in car safety seats; and,

WHEREAS, Child safety seats could have saved most of those children who died unrestrained; and,

WHEREAS, According to the Child Safety Economics and Resource Center, every dollar spent on child safety seats for children zero through four years of age saves $33 - including $2 in medical costs, $6 in future earnings, and $25 by preventing pain suffering, and loss of quality of life; and,

WHEREAS, Insurers (both public and private) pay $175 million in claims annually resulting from crashes in which children zero through four years old were traveling unrestrained in motor vehicles; and,

WHEREAS, California is one of 11 states with primary safety belt use laws; and,

WHEREAS, California law requires that all children under the age of four years, regardless of weight, and weighing less than 40 pounds, regardless of age, must ride in child safety seats; and

WHEREAS, Safety booster seats are available to children who have outgrown child safety seats and are not recommended for children under 40 pounds; and

WHEREAS, Law enforcement, child care, health care, and education professionals will be participating in local and statewide activities throughout the week designed to highlight the importance of correct use of child safety seats in all vehicles, especially those with air bags; now, therefore, be it

RESOLVED, That the City and County of San Francisco does hereby commemorate the week of February 8-12 as Child Passenger Safety Week; and, be it

FURTHER RESOLVED, That the City and County of San Francisco does hereby urge City Departments to participate in supporting this week through education, enforcement, and awareness efforts.

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Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0177

FEB 20 1998
Date Approved

Mayor

FILE NO. 98-0178 RESOLUTION NO. 84-98

[Commending the Chinese Performing Artists of America]

COMMENDING THE CHINESE PERFORMING ARTISTS OF AMERICA FOR ITS OUTSTANDING ARTISTIC ACHIEVEMENTS AND DECLARING FEBRUARY 21, 1998 AS "CHINESE PERFORMING ARTISTS OF AMERICA AND CHINESE PERFORMING ARTS FESTIVAL DAY" IN SAN FRANCISCO.

WHEREAS, The Chinese Performing Artists of America (CPAA) is a non-profit organization founded in 1991 with the goal to introduce Chinese culture to the American mainstream through performing arts; and

WHEREAS, CPAA principals are highly trained dances, musicians and martial artists from major companies in China, Taiwan, Hong Kong, and the San Francisco Bay Area; and

WHEREAS, On February 21, 1998, the CPAA will kick-off its sixth annual Chinese Performing Arts Festival at the Palace of Fine Arts Theatre, San Francisco; and

WHEREAS, The annual Festival aims to promote community awareness of different cultures and to encourage the spirit of inclusiveness through sharing one's heritage; and

WHEREAS, The Chinese Performing Arts Festival '98 will feature the *Celestial Dragon*, a multimedia martial arts performance, and performance of the *Beijing Acrobatic Troupe* of China; and

WHEREAS, CPAA's colorful performances in the past six years have delighted over 130,000 audience, of whom 20,000 are public school students; now, therefore, be it

[SUPERVISOR TENG], KAUFMAN, KATZ, MEDINA, BIERMAN, BROWN

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the Chinese Performing Artists of America for its outstanding artistic achievements; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares February 21, 1998 as "Chinese Performing Artists of America and Chinese Performing Arts Festival Day" in San Francisco.

[SUPERVISOR TENG]

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Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0178

FEB 20 1998
Date Approved

Mayor

FILE NO. 98-0179 RESOLUTION NO. 85-98

[Commendation]

COMMENDING THE CENTER FOR YOUNG WOMEN'S DEVELOPMENT FOR THEIR SUCCESS IN SAN FRANCISCO AND ACKNOWLEDGING THE RECIPIENTS OF THE 1998 YOUTH AND SOCIAL JUSTICE AWARDS.

WHEREAS, The Center For Young Women's Development is the only organization in the country run for and by young women living on their own and working in the street economies; and

WHEREAS, The Youth and Social Justice Awards were born out of the idea of connecting and celebrating the very small number of people actively involved in social justice work; and

WHEREAS, By that, we mean young people and adults who are doing activist political work in order to change the dominant negative beliefs and myths widely circulating and believed by most adults which are used to develop laws and policies that irrationally punish and control young people; and

WHEREAS, The Center For Young Women's Development believes that poor young people are complex people with a lot of experience and there fore a lot of assets; and

WHEREAS, The Youth and Social Justice awards honor those who are working to reduce harm in the lives of poor young people straight and queer and in all the different ways young people would define that harm; now therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commend The Center for Young Women's Development for their work and efforts; and be it

FURTHER RESOLVED, That the Board of Supervisors recognize the recipients of the 1998 Youth and Social Justice Awards; and be it

FURTHER RESOLVED, That Thursday, February 5, 1998 be recognized as The Center for Young Women's Development Day.

BOARD OF SUPERVISORS Supervisor Ammiano, Katz, Medina, Bierman, Brown

Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0179

FEB 20 1998
Date Approved

Mayor

DOCUMENTS DEPT.
MAR 04 1998

FILE NO. 98-0180 RESOLUTION NO. 86-98

[Commending Resolve to Stop the Violence Project]

COMMENDING THE SAN FRANCISCO SHERIFF'S DEPARTMENT'S RESOLVE TO STOP THE VIOLENCE PROJECT ("R.S.V.P.") FOR THE INNOVATIVE APPROACH TO HEALING THE HARM CAUSED BY VIOLENCE THROUGH RESTORATIVE JUSTICE.

WHEREAS, On September 15, 1997, the San Francisco Sheriff's Department initiated an innovative restorative justice program, Resolve to Stop the Violence Project ("R.S.V.P."), a three-year pilot project intended to respond to the needs of both victims and the community and to heal the harm caused by violence; and,

WHEREAS, The program was developed by the Sheriff's Department, victims rights advocates, *manalive* consultants, community based organizations and service providers; and,

WHEREAS, The goals of R.S.V.P. are to reduce recidivism and the impact of crime on individuals and the community by integrating educational programming that promotes a change in the beliefs that fuel men's violent behavior, an understanding of the consequences of violence on victims and the development of empathy for victims of violence; and,

WHEREAS, The program also supports ex-offenders in their efforts to maintain changed beliefs and behaviors upon release through involvement in continuing education programs; and,

WHEREAS, The program engages community groups in victim restoration and crime prevention programs that create opportunities for R.S.V.P. graduates to repair the harm caused by their violence and to give back to the community in their roles as violence prevention advocates and mentors; and,

WHEREAS, R.S.V.P.'s unique combination of mandated male-role re-education and post-release programs that support ex-offender accountability, victim restoration and violence prevention will set a new standard in criminal justice; now, therefore, be it

RESOLVED, That the Board of Supervisors salutes the San Francisco Sheriff's Department for initiating this innovative restorative justice program; and be it

FURTHER RESOLVED, That the Board commends R.S.V.P. for responding to the needs of both victims and the community.

Supervisor Katz

Supervisors Katz, Kaufman, Medina, Bierman, Brown

DOCUMENTS DEPT
MAR 04 1998

Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0180

FEB 20 1998
Date Approved

Mayor

FILE NO. 98-0181 RESOLUTION NO. 87-98

[San Francisco Airport Commission Local Business Enterprise Program]
SUPPORTING THE AIRPORT COMMISSION'S POLICY ADOPTION TO HAVE SAN FRANCISCO BASED BUSINESSES REPRESENTED IN THE RETAIL, FOOD AND BEVERAGE, AND SERVICE OPERATIONS IN THE TERMINAL COMPLEX. WHENEVER APPROPRIATE, CONCESSION OPPORTUNITIES SHOULD BE 'SET ASIDE' FOR SUCH FIRMS AND STAFF IS DIRECTED TO USE ITS BEST EFFORTS TO ENCOURAGE PARTICIPATION OF SMALL BUSINESSES IN THE BIDDING PROCESS.

WHEREAS, The City and County of San Francisco and the Airport Commission has consistently encouraged the participation of local, small, minority and women owned businesses in the Airport terminal complex concession program; and,

WHEREAS, It is good public policy to encourage San Francisco based business participation in these concession programs; and,

WHEREAS, the Airport, to date, has approximately 18,000 square feet of Local Business Enterprise participation; and,

WHEREAS, The Airport has awarded over 35 percent of food/beverage square footage and over 44 percent of retail square footage to local, small, minority and women owned businesses; and,

WHEREAS, The Airport has developed a new food and beverage and retail program for the New International Terminal which will set aside approximately 20 percent of the leases for San Francisco businesses; and,

WHEREAS, The approximately total square footage for these new local businesses will be 23,500 square feet; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports the Airport Commission's adoption of the following policy on December 16, 1997:

> It is the policy of this Commission to have San Francisco based businesses represented in the retail, food and beverage, and service operations in the terminal complex. Whenever appropriate, concession opportunities should be 'set aside' for such firms and staff is directed to use its best efforts to encourage participation of small businesses in the bidding process.

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Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0181

FEB 20 1998
Date Approved

Mayor

FILE NO. 98-0176 RESOLUTION NO. 88-98

[Commending Matt Onek]

COMMENDING MATT ONEK, DEPARTING DIRECTOR OF THE SAN FRANCISCO YOUTH COMMISSION.

WHEREAS, The San Francisco Youth Commission was created by the voters of San Francisco in November 1995; and,

WHEREAS, Matt Onek served as Director of the San Francisco Youth Commission from 1996-1998; and,

WHEREAS, During his work at the Commission, he did an outstanding job at recruiting and mentoring Commissioners; and,

WHEREAS, He initiated many innovative youth-directed programs, such as the youth task forces, youth-initiated projects, youth voice in policy and planning efforts, and outreach to youth in the community; and,

WHEREAS, He has empowered and developed youth talent from a diverse pool of San Francisco representatives; and,

WHEREAS, He has proven himself as both a leader and a listener; and,

WHEREAS, He will be moving to Washington D.C. and leaving his post at the Youth Commission; and,

WHEREAS, He will be sorely missed at the Commission; now, therefore, be it

RESOLVED, That the City and County of San Francisco does hereby commend Matt Onek for his outstanding service at the Youth Commission.

SUPERVISORS
GAVIN NEWSOM, KATZ, MEDINA, BIERMAN, BROWN
BOARD OF SUPERVISORS

\\bd-sup-01sw\data\groups\newsom\held\a folder\legislation\commend mattonek.doc

Adopted - Board of Supervisors, San Francisco February 9, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0176

FEB 20 1998
Date Approved

Mayor

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FILE NO. 172-97-79 RESOLUTION NO. 89-98

(INDEMNIFICATION AGREEMENT)

AUTHORIZING THE DIRECTOR OF HEALTH TO EXECUTE AN AGREEMENT WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, SAN FRANCISCO, FOR THE PROVISION OF CLINICAL AND QUALITY ASSURANCE SERVICES BY A MEDICAL DIRECTOR AND ASSISTANT MEDICAL DIRECTOR FOR THE FIRE DEPARTMENT'S EMERGENCY MEDICAL SERVICES, INCLUDING AN INDEMNIFICATION PROVISION AND AN EXCEPTION AND WAIVER TO CHAPTER 12B, AS APPROVED BY THE HUMAN RIGHTS COMMISSION.

WHEREAS, The Health Commission and Fire Commission have unanimously adopted the Emergency Medical Services (EMS) Reconfiguration Plan, Phases I and II; and

WHEREAS, The Board of Supervisors and the Mayor have supported the recommendations through approval of Resolution Number 30-97-3 and Ordinance Number 118-97-1; and

WHEREAS, The EMS Reconfiguration Plan transfers the EMS Division from the Department of Public Health to the Fire Department; and

WHEREAS, The EMS Reconfiguration Plan calls for the provision of clinical and quality assurance services managed and controlled by the Director of Health; and

WHEREAS, The Director of Health is required by the City and County of San Francisco Charter to be responsible for EMS clinical and quality assurance services; and

WHEREAS, Such responsibility is not addressed in the current affiliation agreement between the City and County of San Francisco through the Department of Public Health and the Regents of the University of California, San Francisco; and

WHEREAS, The EMS clinical and quality assurance activities need to occur under the San Francisco General Hospital Medical Staff Quality Assurance Committee; and

WHEREAS, The proposed Agreement's staff will therefore need to be members of the San Francisco General Hospital Medical Staff; and

WHEREAS, per the abovementioned affiliation agreement, the Regents of the University of California, San Francisco, provide the medical staff to San Francisco General Hospital; and

WHEREAS, The proposed Agreement will also be responsible for supervision and oversight of the San Francisco Fire Department EMS medical education and training programs; and

WHEREAS, The proposed Agreement covers a period of three years from date of certification, and provides for 9,360 hours of clinical and quality assurance services from a medical director and assistant medical director, for a total reimbursement of $707,249 over the course of three years; and

WHEREAS, This proposed Agreement is necessary and critical to the transfer of the Paramedic Division from the Department of Public Health to the Fire Department; and

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WHEREAS, This proposed Agreement contains a provision whereby the City indemnifies the Regents of the University of California, San Francisco, for the services covered in this Agreement; and

WHEREAS, The Director of the Human Rights Commission has granted a sole source exception and waiver from the requirements of the City's Administrative Code Chapter 12B for this Agreement; and

WHEREAS, The proposed Agreement is necessary to serve a substantial public interest; now therefore be it

RESOLVED, That the Agreement between the Department of Public Health and the Regents of the University of California, San Francisco, a copy of which is on file with the Clerk of the Board of Supervisors, is hereby approved, and be it

FURTHER RESOLVED, That the signature by the Director of Health or his or her designee is hereby authorized to execute said Agreement.

RECOMMENDED:

Mitchell H. Katz, M.D.
Interim Director of Health

APPROVED:

Sandy Ongai Mori
Health Commission

Public Health
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
172-97-79

FEB 26 1998
Date Approved

Mayor

FILE NO. 223-97-26 RESOLUTION NO. 90-98

[Liquor License, 1528 Franklin Street]

DETERMINING THAT THE ISSUANCE OF A TYPE 21 OFF-SALE GENERAL ALCOHOLIC BEVERAGE LICENSE TO YOHANNES PETROS FOR FRANKLIN MARKET LOCATED AT 1528 FRANKLIN STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCSICO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Yohannes Petros is seeking issuance of a Type 21 off-sale general alcoholic beverage license for Franklin Market located at 1528 Franklin Street; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and,

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the issuance of a Type 21 off-sale general alcoholic beverage license to Yohannes Petros for Franklin Market, located at 1528 Franklin Street, will serve the convenience of the people of the City and County of San Francisco.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 223-97-26

FEB 26 1998
Date Approved

Mayor

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FILE NO. 223-97-38 RESOLUTION NO. 91-98

[Liquor License, 473/479 Broadway Street]

DETERMINING THAT THE ISSUANCE OF A TYPE 48 ON-SALE GENERAL-PUBLIC PREMISES ALCOHOL BEVERAGE LICENSE TO MAX R. YOUNG AND SAM R. YOUNG FOR THE HI-BALL LOUNGE LOCATED AT 473/479 BROADWAY STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCSICO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Max R. Young and Sam R. Young are seeking issuance of a Type 48 On-Sale General - Public Premises Alcohol Beverage License for The Hi-Ball Lounge located at 473/479 Broadway Street; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and,

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the issuance of a Type 48 On-Sale General-Public Premises Alcohol Beverage License to Max R. Young and Sam R. Young for The Hi-Ball Lounge, located at 473/479 Broadway Street, will serve the convenience of the people of the City and County of San Francisco.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 223-97-38

FEB 26 1998
Date Approved

Mayor

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FILE NO. 98-0003 RESOLUTION NO. 92-98

[Liquor License, 1080 Dolores Street]

DETERMINING THAT THE ISSUANCE OF A TYPE 17 BEER AND WINE WHOLESALER LICENSE AND A TYPE 20 OFF-SALE BEER AND WINE LICENSE TO MICHAEL AND ANNE DASHE FOR DASHE CELLARS, LLC LOCATED AT 1080 DOLORES STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCSICO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Michael and Anne Dashe are seeking issuance of a Type 17 Beer and Wine Wholesaler License and a Type 20 Off-Sale Beer and Wine License for Dashe Cellars, LLC located at 1080 Dolores Street; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and,

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the issuance of a Type 17 Beer and Wine Wholesaler License and a Type 20 Off-Sale Beer and Wine License to Michael and Anne Dashe for Dashe Cellars, LLC, located at 1080 Dolores Street, will serve the convenience of the people of the City and County of San Francisco.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0003

FEB 26 1998
Date Approved

Mayor

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FILE NO. 98-0009 RESOLUTION NO. 93-98

[Grant - Federal Funds]

AUTHORIZING THE SAN FRANCISCO MUNICIPAL COURT TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND GRANT FUNDING IN THE AMOUNT OF $299,562.00 FROM THE OFFICE OF JUSTICE PROGRAMS TO UNDERWRITE THE COST OF THE SAN FRANCISCO DRUG COURT ENHANCEMENT INITIATIVE FOR THE PERIOD SEPTEMBER 29, 1997 TO SEPTEMBER 30, 1998.

WHEREAS, the Office of Justice Programs has established procedures and criteria for reviewing grant proposals; and

WHEREAS, the San Francisco Municipal Court initiates the enhancement program that would expend upon the existing custody-based treatment program and an existing community-based treatment site; and

WHEREAS, the funds obtained from the Office of Justice Programs will be used only to underwrite the cost of the drug enhancement initiative; and

WHEREAS, the San Francisco Municipal Court wishes to retroactively apply for, accept and expend a grant of $299,562.00, including indirect costs of $14,265.00, for the cost of San Francisco Drug Court Enhancement and Expansion Program; now, therefore, be it

RESOLVED, that this Board of Supervisors hereby authorizes the Clerk - Administrator of the Municipal Court to retroactively apply for, accept and expend grant funding in the amount of $299,562.00 from the Office of Justice Programs to fund the proposed enhancement initiative program throughout San Francisco, and to execute any and all documents necessary therefore.

RECOMMENDED:

Gordon Park-Li
Clerk - Administrator
San Francisco Municipal Court

APPROVED:

Controller's Grant Division

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Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0009

FEB 26 1998
Date Approved

Mayor

FILE NO: 98-0055 RESOLUTION NO 94-98

State Grant - Major Narcotic Vendor Prosecution

AUTHORIZING THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND FUNDS IN THE ~~AMOUNG~~ AMOUNT OF $135,501 MADE AVAILABLE THROUGH THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR A PROJECT ENTITLED "MAJOR NARCOTIC VENDOR PROSECUTION PROGRAM" FOR THE TWELVE MONTH PERIOD OF JULY 1, 1997 THROUGH JUNE 30, 1998.

/05/98
grh

WHEREAS, The City and County of San Francisco desires to continue a certain project designated the San Francisco Major Narcotic Vendor Prosecution Program to be funded in part from funds made available through the Office of Criminal Justice Planning (hereinafter "OCJP"; now, therefore, be it

RESOLVED, That the District Attorney of the City and County of San Francisco is authorized retroactively to apply for, accept, and expend funds in the amount of $135,501 for major narcotic vendor prosecution purposes from OCJP for the twelve month period July 1, 1997 through June 30, 1998; and, be it

FURTHER RESOLVED, That the District Attorney is authorize to execute on behalf of the City and County of San Francisco the necessary Grant Award Agreements for major narcotic vendor prosecution purposes including any extensions or amendments thereof, and

IT IS AGREED, That there aare no matching funds required for said project under the Major Narcotic Vendor Prosecution Program and the rules and regulations of OCJP; and,

SUPERVISORS TENG, MEDINA

IT IS AGREED, That any liability arising out of the performance of the Grant Award Agreements, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability; and,

IT IS AGREED, That indirect costs to the City and County of San Francisco in the amount of $6,775 have been included in the budget for this grant; and, be it

FURTHER RESOLVED, That grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

Approved

San Francisco District Attorney

Terence Hallinan

Approved:

Office of the Mayor

Willie Lewis Brown, Jr.

Approved:

Office of the Controller

Edward Harrington

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Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0055

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0056 AS AMENDED IN COMMITTEE 02/05/98 RESOLUTION NO. 95-98

AUTHORIZING RETROACTIVELY THE DISTRICT ATTORNEY, CHIEF OF POLICE, SHERIFF, AND CHIEF ADULT PROBATION OFFICER OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY FOR, ACCEPT, AND EXPEND FUNDS IN THE AMOUNT OF $715,469.00 MADE AVAILABLE THROUGH THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR A PROJECT ENTITLED "SAN FRANCISCO DRUG ABATEMENT PROGRAM" for the twelve month period July 1, 1997 through June 30, 1998.

WHEREAS, The City and County of San Francisco desires to undertake a certain project designated the San Francisco Drug Abatement Program to be funded in part from funds made available through the Anti-Drug Abuse Act of 1988 for the Anti-Drug Abuse Program administered by the Office of Criminal Justice Planning (hereafter "OCJP"); now, therefore, be it

RESOLVED, That the District Attorney, Chief of Police, Sheriff, and Chief Adult Probation Officer are authorized retroactively to apply for, accept, and expend funds in the amount of $715,469.00 for anti-drug abuse purposes from OCJP for the twelve month period July 1, 1997 through June 30, 1998 in the following amounts: District Attorney: $319,099; Police Department: $152,395; Sheriff: $62,246; Adult Probation: $181,729; and, be it

FURTHER RESOLVED, That the District Attorney, Chief of Police, Sheriff, and Chief Adult Probation Officer are authorized to execute on behalf of the City and County of San Francisco the necessary Grant Award Agreements for anti-drug abuse purposes including any extensions or amendments thereof; and,

IT IS AGREED, That there are no matching funds required for said project under the Anti-Drug Abuse Program and the rules and regulations of OCJP; and,

IT IS ALSO AGREED, that this award is not subject to local hiring freezes.

/05/98
grh

SUPERVISORS TENG, MEDINA
BOARD OF SUPERVISORS

IT IS AGREED, That any liability arising out of the performance of the Grant Award Agreements, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability; and,

IT IS AGREED, That indirect costs to the City and County of San Francisco in the amount of $35,773.45 have been included in the budgets for this grant; and, be it

FURTHER RESOLVED, That grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

APPROVED:
Office of the District Attorney

By: Terence Hallinan

APPROVED:
Office of the Controller

By: Edward Harrington

APPROVED:
Office of the Mayor

By: Willie L. Brown, Jr.

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0056

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0060 RESOLUTION NO. 96-98

[Parking Regulations]

ENACTING AND RESCINDING PARKING REGULATIONS AT VARIOUS LOCATIONS.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the parking of vehicles are hereby enacted or rescinded as designated below:

RESIDENTIAL PERMIT PARKING AREA "C" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH SATURDAY) - RESCIND
RESIDENTIAL PERMIT PARKING AREA "C" (2-HOUR TIME LIMIT, 8 AM - 10 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Pine Street, north side, between Jones and Stockton Streets
(change in effective hours only)

Supervisor Newsom

BOARD OF SUPERVISORS

cc

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0060

FEB 26 1998

Date Approved

Mayor

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FILE NO. 98-0061

AS AMENDED IN COMMITTEE
02/05/98
AS AMENDED IN BOARD
02/17/98

RESOLUTION NO. 97-98

[Traffic Regulations]

ENACTING AND RESCINDING TRAFFIC REGULATIONS ON VARIOUS STREETS.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the movement of vehicles are hereby enacted or rescinded as designated below:

02/17/98 rt 02/05/98 grh

4 PM - 7 PM, MONDAY THROUGH FRIDAY

NO LEFT TURNS/- REVOKE
NO LEFT TURNS, 4 PM - 7 PM, MONDAY THROUGH FRIDAY; NO LEFT TURNS, EXCEPT TAXIS, ALL OTHER TIMES - ESTABLISH

Mason Street, southbound, at Market Street

Mission Street, eastbound, at 2nd Street

Mission Street, eastbound, at 3rd Street

Mission Street, westbound, at 10th Street

Mission Street, westbound, at 4th Street

NO LEFT TURNS, 7 AM - 9 AM AND 4 PM - 6 PM, MONDAY THROUGH FRIDAY - REVOKE
NO LEFT TURNS, 7 AM - 9 AM AND 4 PM - 6 PM, MONDAY THROUGH FRIDAY; NO LEFT TURNS, EXCEPT TAXIS, ALL OTHER TIMES - ESTABLISH

4th Street, northbound, at Townsend Street

DIAMOND (BUSES AND CARPOOLS ONLY) LANE, 4 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND
DIAMOND (BUSES AND CARPOOLS ONLY) LANE, 4 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Sacramento Street, north curb lane (westbound), between Drumm Street and Kearny Avenue (change in effective hours only)

TOW-AWAY, NO STOPPING, 3 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Pine Street, north side, between Jones and Front Streets (change in effective hours only)

TOW-AWAY, NO STOPPING, 3 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND

Pine Street, north side, between Leavenworth and Jones Streets

TOW-AWAY, NO STOPPING, 7 AM - 9 AM AND 4 PM - 7 PM, MONDAY THROUGH FRIDAY - RESCIND

King Street, south side, from 4th Street to 660 feet westerly (660-foot zone)

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

King Street, south side, from 5th Street to 160 feet easterly (160-foot zone)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

King Street, south side, between 4th and 5th Streets

TOW-AWAY, NO STOPPING, 3 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Kearny Street, west side, between Market and Sutter Streets (change in effective hours only)

New Montgomery Street, east side, between Market and Howard Streets (change in effective hours only)

New Montgomery Street, west side, between Mission and Howard Streets (change in effective hours only)

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Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0061

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0080 RESOLUTION NO. 98-98

[Meeting Schedule]

REVISING THE REGULAR MEETING SCHEDULE OF THE BOARD OF SUPERVISORS BY CANCELING THE NOVEMBER 30, 1998 AND DECEMBER 28, 1998 MEETINGS AND BY CANCELING ALL BOARD AND COMMITTEE MEETINGS FROM AUGUST 25, 1998 THROUGH SEPTEMBER 13, 1998, AND BY RESCHEDULING THE SEPTEMBER 21, 1998 MEETING TO SEPTEMBER 22, 1998.

WHEREAS, The November 30, 1998 and December 28, 1998 regularly scheduled meetings of the Board of Supervisors fall on the Mondays following official holidays or occasions important to members of the Board of Supervisors and the public and have traditionally been canceled by the Board of Supervisors; and,

WHEREAS, The Board wishes to avoid meeting on September 21, 1998, the day of a major religious holiday, Rosh Hashanah; and,

WHEREAS, In order to establish a stated period of time during which members of the Board of Supervisors may plan to be away from the Board without missing any Board or committee meetings or other important public business, and without causing difficulties in achieving a quorum, the Board of Supervisors now wishes to follow the tradition established by many other sitting legislative bodies in the United States and provide for a scheduled recess period, and selects the period from August 25, 1998 through September 13, 1998 for this recess; now, therefore, be it

RESOLVED, That the meetings of the Board of Supervisors scheduled for November 30, 1998 and December 28, 1998 are canceled; and be it

FURTHER RESOLVED, That the meeting of the Board of Supervisors on September 21, 1998, is rescheduled to Tuesday, September 22, 1998; and be it

FURTHER RESOLVED, That the Board and committee meetings of the Board of Supervisors scheduled from August 25, 1998 through September 13, 1998 are canceled.

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Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-0080

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0081 RESOLUTION NO. 99-98

[GRANT - VICTIM WITNESS ASSISTANCE]

AUTHORIZING THE DISTRICT ATTORNEY TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF $427,388 WHICH INCLUDE INDIRECT COSTS OF $ 20,352 FROM THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR THE "VICTIM AND WITNESS ASSISTANCE PROGRAM" FOR THE TWELVE MONTH PERIOD OF July 1, 1997 THROUGH June 30, 1998.

WHEREAS, the District Attorney and the City and County of San Francisco desire to continue a project designating the Victim and Witness Assistance Center to be funded, in part, from funds made available through Chapter 713, 1979 Statutes (California Victim/Witness Assistance Program) administered by the Office of Criminal Justice Planning; now,

THEREFORE, BE IT RESOLVED, that grant funds received hereunder shall not be used to supplant local funds that would, in the absence of the California Victim/Witness Assistance Program, be made available to support the assistance of victim and witness of crime; and

BE IT FURTHER RESOLVED, that in the event the Office of Criminal Justice Planning consents to fund the project, the District Attorney of the City and County of San Francisco is authorized to execute and amend said project except as any amendment would increase any hard matching fund obligations of the City and County of San Francisco pursuant to the contract; and

BE IT FURTHER RESOLVED, that it is agreed that any liability arising out of the performance of the Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability,

SUPERVISORS TENG, MEDINA
BOARD OF SUPERVISORS

THEREFORE, IT IS HEREBY RESOLVED, that the District Attorney of the City and County of San Francisco is authorized to retroactively apply for, accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Victim and Witness Assistance Program" in the amount of $427,388 including $ 20,352 for indirect costs, for Victim and Witness Assistance purposes for the twelve-month period July 1, 1996 through June 30, 1997.

Department Head Approval:

TERENCE HALLINAN, DISTRICT ATTORNEY

for
WILLIE L. BROWN, MAYOR

EDWARD HARRINGTON, CONTROLLER

BOARD OF SUPERVISORS

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cc

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0081

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0083 RESOLUTION NO. 100-98

[GRANT - STATE FUNDS]

AUTHORIZING THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF $95,000 AVAILABLE THROUGH THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR A PROJECT ENTITLED "SPECIAL EMPHASIS VICTIM ASSISTANCE PROGRAM - SURVIVING VICTIMS OF HOMICIDE" for the twelve month period July 1, 1997 through June 30, 1998, and waiving indirect cost due to funding constraints.

WHEREAS, the City and County of San Francisco desires to obtain funding for a certain project designating the Victim and Witness Assistance Center to be funded in part from funds made available through the Victims of Crime Act (VOCA), Public Law 98-473, as amended, administered by the California Office of Criminal Justice Planning (OCJP); and

WHEREAS, this project will provide services to surviving victims of homicides in which the victim was African-American; and

WHEREAS, African-American families in San Francisco are disproportionately impacted by homicides; now,

THEREFORE, BE IT RESOLVED, that the grant funds received hereunder shall not be used to supplant local funds that would, in the absence of the Special Emphasis Victim Assistance Program, be made available to support the assistance of victims of crime; and

BE IT FURTHER RESOLVED, that in the event the Office of Criminal Justice Planning consents to fund the project, the District Attorney of the City and County of San Francisco is authorized to execute and amend said project except as any amendment would increase any hard matching fund obligations of the City and County of San Francisco pursuant to the contract; and

BE IT FURTHER RESOLVED, that it is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The State of California and the Office of Criminal Justice Planning disclaim responsibility for any such liability; and

BE IT FURTHER RESOLVED, that the applicant agrees to provide all matching funds required for said project (including any amendment thereof) under the program and the funding terms and conditions of OCJP,

THEREFORE, IT IS HEREBY RESOLVED, that the District Attorney of the City and County of San Francisco is authorized to retroactively apply for, accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Special Emphasis Victim Assistance Program - Surviving Victims of Homicide" in the amount of $95,000 for Victim and Witness Assistance purposes for the twelve month period July 1, 1997 through June 30, 1998, and waiving indirect cost due to funding constraints.

Department Head Approval:

TERENCE HALLINAN, DISTRICT ATTORNEY

Approved By:

WILLIE L. BROWN, JR., MAYOR

Approved By:

EDWARD HARRINGTON, CONTROLLER

SUPERVISORS TENG, MEDINA
BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

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cc

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0083

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0084 RESOLUTION NO. 101-98

GRANT-STATE FUNDS

AUTHORIZING THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND GRANT FUNDS NOT TO EXCEED THE AMOUNT OF $150,000 INCLUDING INDIRECT COST NOT TO EXCEED THE AMOUNT OF $7,500 MADE AVAILABLE THROUGH THE CALIFORNIA OFFICE OF CRIMINAL JUSTICE PLANNING FOR THE OPERATION OF THE "STATUTORY RAPE VERTICAL PROSECUTION PROGRAM" FOR THE TWELVE MONTH PERIOD AUGUST 9, 1997 THROUGH AUGUST 8. 1998.

WHEREAS, The District Attorney and the City and County of San Francisco desires to continue a project designated Statutory Rape Vertical Prosecution Program with funds made available through the State of California Budget Act of 1995 authorizing the Office of Criminal Justice Planning to administer this project; now, therefore, be it

RESOLVED, That the District Attorney of the City and County of San Francisco, is authorized to submit the attached Grant Award Application to the California Office of Criminal Justice Planning and is authorized to execute on behalf of the City and County of San Francisco the attached Grant Award for Statutory Rape Vertical Prosecution purposes, and be it

FURTHER RESOLVED, That indirect costs to the City and County for the operation of this grant in an amount not to exceed $7,500 have been included in the grant budget; and be it

FURTHER REVOLVED, That state funds received hereunder shall not be used to supplant local funds that would, in the absence of the Statutory Rape Vertical Prosecution Program, be made available to support the prosecution of felony cases; and be it

FURTHER RESOLVED, That any liability arising out of the performance of this Grant Award contract including Civil Court actions for damages shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability; and be it

FURTHER RESOLVED, That the District Attorney of the City and County of San Francisco is authorized to retroactively apply for, accept and expend funds not to exceed an amount of $150,000 including indirect costs not to exceed the amount of $7,500 made available through the Office of Criminal Justice Planning for the project entitled "STATUTORY RAPE VERTICAL PROSECUTION PROGRAM" for the twelve month period August 9, 1997 through August 8,1998.

RECOMMENDED:
OFFICE OF THE MAYOR
BY
for Willie Lewis Brown, Jr.

RECOMMENDED:
OFFICE OF THE CONTROLLER
BY
Edward Harrington

RECOMMENDED:
SAN FRANCISCO DISTRICT ATTORNEY'S OFFICE
BY
Terence Hallinan

SUPERVISORS TENG, MEDINA
BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0084

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0104 RESOLUTION NO. 102-98

[Sale of Surplus Real Estate Interest]

APPROVING AND AUTHORIZING AN AGREEMENT BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO, JOHN L. DOMINGE, AND THE UNIVERSITY OF SAN FRANCISCO (USF), AS SELLERS, AND CHARLES FIGG AND LENORE SCHREIBER, AS BUYER, PROVIDING FOR THE SALE OF CERTAIN REAL PROPERTY LOCATED AT 365-67-69 HAIGHT STREET AND 60 LAUSSAT STREET, SAN FRANCISCO, INCLUDING THE CITY'S UNDIVIDED FIVE-TWELFTHS INTEREST IN SUCH PROPERTY, WHICH WAS BEQUEATHED TO THE CITY UNDER THE ESTATE OF JOHN B. FORTUNIO, FOR A TOTAL GROSS SALES PRICE OF $619,000; FINDING THAT COMPETITIVE BIDDING WOULD BE IMPRACTICAL OR IMPOSSIBLE FOR THE SALE OF THIS PROPERTY; ADOPTING FINDINGS THAT THE SALE IS CONSISTENT WITH THE CITY'S GENERAL PLAN AND EIGHT PRIORITY POLICIES OF CITY PLANNING CODE SECTION 101.1; AND RATIFYING PRIOR ACTS.

WHEREAS, By Board of Supervisors Resolution No. 245-94, the City and County accepted from the estate of John B. Fortunio the bequest of a five-twelfths interest, as tenant-in-common, in certain real property located at 365-67-69 Haight Street and 60 Laussat Street in San Francisco, described generally as Assessor's Block 858, Lot 23 (the "Property"), which Property is improved with a four-unit apartment building; and

WHEREAS, Under the terms of the will of John B. Fortunio, the City's interest in the Property is allocated as follows: one-fifth to the San Francisco Public Library for the purchase of books, the

(Real Estate)

making of capital improvements, and improvement of the library plant or for the purchase of audio-visual equipment; two-fifths to the Department of Public Health for the benefit of the Laguna Honda Home to be used for the purchase of food, clothing, medicine, entertainment equipment and other articles necessary to the maintenance of the health and happiness of the patients of the Home; and two-fifths to the Department of Public Health for the benefit of the San Francisco General Hospital AIDS Ward to be used for the purchase of food, clothing, medicine, entertainment equipment and other articles necessary to ease the patients or contribute to their well-being; and

WHEREAS, The holders of the remaining interests in the Property, John L. Dominge as to an undivided one-half interest and the University of San Francisco as to an undivided one-sixth interest ("Co-Tenants"), were willing to consent to a sale only so long as the Property was sold through a negotiated sale arranged by a licensed real estate broker, rather than through the City's public auction process; and,

WHEREAS, The Co-Tenants have proposed a sale of the Property to Charles Figg and Lenore Schreiber, pursuant to a Contract for Sale and Purchase of Real Estate dated as of December 4, 1997 and a Counter-offer dated as of December 8, 1997 (together, the "Agreement"), copies of which are on file with Clerk of the Board under File No. 98-0104; and

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WHEREAS, Under the terms of the Agreement, City would agree to submit any dispute to binding arbitration, except for the following matters: (a) judicial or nonjudicial foreclosure or other actions to enforce a deed of trust, mortgage, or real property sales contract as defined in Civil Code Section 2895; (b) an unlawful detainer action; (c) the filing or enforcement of a mechanics lien; (d) any matter within the jurisdiction of a probate court or small claims court; or (e) an action for bodily injury or wrongful death, or for latent or patent defects to which Code of Civil Procedure Section 337.1 or 337.15 applies; and

WHEREAS, The City's Director of Property has determined that the purchase price and terms for the proposed sale contemplated by the Agreement represents fair market value for the Property; and

WHEREAS, By letter dated December 28, 1994, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 98-0104, the Director of Planning found that the sale of the Property is consistent with the City's General Plan and with the Eight Priority Policies of City Planning Code Section 101.1; now, therefore, be it

RESOLVED, That in accordance with the recommendations of the Director of Property, the Library Commission and the Director of Public Health, this Board of Supervisors hereby approves the sale of the Property as contemplated by the Agreement, on the terms specified therein; and, be it

FURTHER RESOLVED, That the total gross sales price shall be $619,000 in all cash; and be it

FURTHER RESOLVED, That the payment to Coldwell Banker Residential Real Estate Services and TCO of a broker's commission in the amount of $37,140, may be deducted at the closing from the gross sales price in accordance with the terms and conditions of the Listing Agreement on file with Clerk of the Board of Supervisors under File No. 98-0104; and, be it

FURTHER RESOLVED, That the Board of Supervisors finds that competitive bidding would be impossible or impractical in the sale of the Property, and that a negotiated sale of the Property is in the best interests of the City and County; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby finds that the sale of the Property is in conformity with the General Plan and is consistent with the Eight Priority Policies of Planning Code Section 101.1 for the same reasons as set forth in the Director of Planning's letter dated December 28, 1994 and hereby incorporates such findings by reference as though fully set forth in this resolution; and, be it

FURTHER RESOLVED, That this Board of Supervisors authorizes and urges the Director of Property to execute the Agreement, in the name and on behalf of the City and County, on substantially the terms and conditions set forth in the copy of the Agreement that is on file with the Clerk of the Board of Supervisors under File No. 98-0104; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Property to enter into any additions, amendments or other modifications to the Agreement (including, without limitation, any exhibits to such Agreement) that the Director of Property, in consultation with the City Librarian, the Director of Public Health, and the City Attorney, determines are in the best interests of the City, do not materially decrease the sales price or otherwise materially increase the obligations or liabilities of the City, and are necessary or advisable to complete the transaction contemplated in the Agreement and effectuate the purpose and intent of this resolution, such determination to be conclusively evidenced by the execution and delivery by the Director of Property of the Agreement and any amendments to the Agreement; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes and urges the Director of Property, in the name and on behalf of the City and County to execute and deliver a Quitclaim Deed of the City's interest in the Property upon the closing in accordance with the terms and conditions of the Agreement, and authorizes and urges the Director of Property and any other appropriate officers, agents, or employees of the City to take any and all steps (including, but not limited to, the execution and delivery of any and all certificates, agreements, notices, consents, escrow instructions, closing documents and other instruments or documents) as the Director of Property deems necessary or appropriate in order to consummate the sale of the Property in accordance with the Agreement

and this resolution, or to otherwise effectuate the purpose and intent of this resolution, such determination to be conclusively evidenced by the execution and delivery by such person or persons of any such documents; and, be it

FURTHER RESOLVED, That the Board of Supervisor approves, confirms and ratifies all prior actions taken by the Director of Property with respect to the transaction which it contemplates; and, be it

FURTHER RESOLVED, That the unreimbursed expenses of the Real Estate Department in managing the Property and handling the sale of the Property, estimated by the Director of Property to be a total $7,000 through the anticipated date for the close of escrow, shall be deducted from the proceeds of sale, and the remaining net proceeds from the sale representing the City's interest in the Property shall be allocated as follows: one-fifth to the San Francisco Public Library for the purchase of books, the making of capital improvements, and improvement of the library plant or for the purchase of audio-visual equipment; two-fifths to the Department of Public Health for the benefit of the Laguna Honda Home to be used for the purchase of food, clothing, medicine, entertainment equipment and other articles necessary to the maintenance of the health and happiness of the patients of the Home; and two-fifths to the Department of Public Health for the benefit of the San Francisco General Hospital AIDS Ward to be used for the purchase of food,

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clothing, medicine, entertainment equipment and other articles necessary to ease the patients or contribute to their well-being.

RECOMMENDED:

Anthony J. DeLucchi
Director of Property

Regina Dresnidri, City Librarian
Library Commission

Director of Public Health

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0104

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0129

AS AMENDED IN COMMITTEE
2/11/98

RESOLUTION NO. 103-98

Proposition J Contract)
RETROACTIVELY
CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT SECURITY SERVICES CAN BE PRACTICALLY PERFORMED AT THE PERMIT CENTER AT 1660 MISSION STREET AND AT 25 VAN NESS BY PRIVATE CONTRACTOR FOR LOWER COST THAN SIMILAR WORK SERVICES PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, The electorate of the City and County of San Francisco passed Proposition J in November 1976 adding Section 8.300-1 to the Charter allowing City departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and City employees; and,

WHEREAS, The Purchasing Department has awarded security services to private contractors based on the Controller's certification that said services can be performed at lower cost by private contractor to the City and County at the Permit Center at 1660 Mission and at 25 Van Ness Avenue than by employees of the City and County for the year commencing July 1, 1996; and,

WHEREAS, The Controller has recertified that said services can be performed at lower cost by private contractor to the City and County at the Permit Center at 1660 Mission and at 25 Van Ness Avenue than by employees of the City and County for the year commencing July 1, 1997; now, therefore, be it

2/11/98
jlb

RESOLVED, That this Board of Supervisors hereby retroactively concurs with the Controller's certification and approves that the Real Estate Department may continue the contracts for security services.

RECOMMENDED:

Anthony J. Delucchi
Director of Property

(REAL ESTATE)

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Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-0129

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0130

AS AMENDED IN COMMITTEE
2/11/98

RESOLUTION NO. 104-98

(Proposition J Contract)

/98 RETROACTIVELY
/CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT JANITORIAL SERVICES CAN BE PRACTICALLY PERFORMED AT THE PERMIT CENTER AT 1660 MISSION STREET AND AT 25 VAN NESS BY PRIVATE CONTRACTOR FOR LOWER COST THAN SIMILAR WORK SERVICES PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, The electorate of the City and County of San Francisco passed Proposition J in November 1976 adding Section 8.300-1 to the Charter allowing City departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and City employees; and,

WHEREAS, The Purchasing Department has awarded janitorial services to a private contractor based on the Controller's certification that said services can be performed at lower cost by private contractor to the City and County at the Permit Center at 1660 Mission and at 25 Van Ness Avenue than by employees of the City and County for the year commencing July 1, 1996; and,

WHEREAS, The Controller has recertified that said services can be performed at lower cost by private contractor to the City and County at the Permit Center at 1660 Mission and at 25 Van Ness Avenue than by employees of the City and County for the year commencing July 1, 1997; now, therefore, be it

2/11/98
jlb

RESOLVED, That this Board of Supervisors hereby retroactively concurs with the Controller's certification and approves that the Real Estate Department may continue the existing contracts for janitorial services.

RECOMMENDED

Anthony J. DeLucchi
Director of Property

(REAL ESTATE)

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Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0130

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0155 RESOLUTION NO. 105-98

[JOHN MUIR DRIVE EMERGENCY AUTHORIZATION]

CONCURRING WITH AND SUPPORTING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS' FINDING AND DECLARATION OF A PUBLIC EMERGENCY; URGING SAID DIRECTOR TO TAKE NECESSARY MEASURES IN THE MOST EXPEDITIOUS MANNER TO PROTECT THE PUBLIC SAFETY, HEALTH, WELFARE, AND PROPERTY OF THE CITIZENS OF SAN FRANCISCO WITH REGARD TO THE DANGEROUS CONDITION CREATED BY THE UNSTABLE CONDITIONS ON JOHN MUIR DRIVE; AND TO AUTHORIZE THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AGREEMENTS OF INDEMNITY BASED ON THIS EMERGENCY AT JOHN MUIR DRIVE.

WHEREAS, An actual emergency exists within the meaning of Section 6.30 of the Administrative Code due to the threat to the health, welfare, and property of citizens caused by extensive rainstorm damage along and adjacent to John Muir Drive between Skyline Boulevard and Lake Merced Boulevard; and,

WHEREAS, the Director of the Department of Public Works has found and declared an emergency pursuant to Section 6.30 of the San Francisco Administrative Code with regard to the dangerous condition necessitating the closure of John Muir Drive between Skyline Boulevard and Lake Merced Boulevard; and

WHEREAS, The Director of the Department of the Public Works has determined that it is at best extremely difficult to retain necessary consultants and contractors to assist the City in this emergency without an agreement to indemnify; now, therefore, be it

RESOLVED, That the Board of Supervisors concurs with and supports the Director of the Department of Public Works' finding and declaration of an emergency relating to the dangerous condition along and adjacent to John Muir Drive between Skyline Boulevard and Lake Merced Boulevard, requiring prompt measures to safeguard lives, safety and property of the citizens of the City and County of San Francisco; and be it

FURTHER RESOLVED, That the Board of Supervisors urges the Director of the Department of Public Works to take all necessary emergency measures in the most expeditious manner to protect the public safety, health, welfare, and property of the citizens of the City and County of San Francisco by stabilizing the condition on John Muir Drive and adjacent property between Skyline Boulevard and Lake Merced Boulevard; and be it

FURTHER RESOLVED, That the Director of the Department of Public Works be and is hereby authorized to enter into agreements to hire necessary consultants and contractors, which agreements may contain an indemnification provision indemnifying the consultants and contractors from claims or other losses, except those caused by or resulting from the gross negligence or intentional acts or omissions of the consultants or contractors, their officers, agents, or employees; and be it

FURTHER RESOLVED, That the Board of Supervisors urges and supports the Director of the Department of Public Works in the implementation of the necessary work through the use of money from

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the Department of Public Works Funds, which work is expected to cost approximately $300,000, and to seek reimbursement from any parties responsible and liable for the necessary corrective work, if such responsible parties can be identified.

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

HARLAN L. KELLY, JR.
Deputy Director for Engineering
and City Engineer

APPROVED AS TO DESCRIPTION:

ROBERT CARLSON
Deputy Director for Financial
Management and Administration

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

LYNDON Y. CHEE
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0155

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0226 RESOLUTION NO. 106-98

[Commending Amelia Ashley-Ward]

COMMENDING AMELIA ASHLEY-WARD FOR HER EXCELLENT LEADERSHIP AND OUTSTANDING COMMITMENT TO CIVIL RIGHTS.

WHEREAS, Amelia Ashley-Ward is a distinguished publisher and editor who has through her outstanding Journalism Career dedicated her services to the cause of civil rights and social justice; and,

WHEREAS, Amelia Ashley-Ward is a public servant whose discipline and unparalleled leadership were the outstanding attributes which availed her the opportunity to become third Vice-President of the NAACP as well as founding President of the Young Adult Christian Movement; and,

WHEREAS, Amelia Ashley-Ward is an outstanding patron of business and professional women of color; and,

WHEREAS, Through her lifelong dedication for justice, she has indelibly impacted the country and San Francisco through her successful efforts to enlighten its citizens through the printed media; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors extends its highest commendation to Amelia Ashley-Ward for her sterling leadership and outstanding commitment to civil rights and journalism.

Supervisor Amos Brown, Medina, Teng, Bierman, Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0226

FEB 26 1998
Date Approved

Mayor

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FILE NO. 98-0227 RESOLUTION NO. 107-98

[Commending Lulann McGriff]

COMMENDING LULANN MCGRIFF FOR HER HONORABLE COMMITMENT TO CIVIL RIGHTS AND HER INVALUABLE ROLE AS AN EDUCATOR, SOCIAL WORKER AND COUNSELOR.

WHEREAS, Lulann McGriff is a gatekeeper for justice, an eminent civil rights leader, a dedicated educator, and a public servant who has served and championed the causes of the disenfranchised; and,

WHEREAS, Lulann McGriff , a visionary with purpose and discipline, is the only person to have the historical distinction of serving four terms as President of the San Francisco NAACP; and,

WHEREAS, Lulann McGriff is an outspoken advocate who has valiantly fought against discrimination in the public and private sectors; and,

WHEREAS, Through her lifelong dedication for justice to all people, she has indelibly impacted the city of San Francisco and the nation through her successful efforts to educate its citizens: now, therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors extends its highest commendation to Lulann McGriff for her sterling leadership and outstanding commitment to civil rights and education.

Supervisor Amos Brown, Medina, Teng, Bierman, Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0227

FEB 26 1998
Date Approved

Mayor

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FILE NO. 98-0228 RESOLUTION NO. 108-98

[YMCA Youth & Government Day in San Francisco]

DECLARING FEBRUARY 12, 1998 AS YMCA YOUTH AND GOVERNMENT DAY.

WHEREAS, Youth & Government is one of YMCA's premiere programs for youth with over 43,000 teens from across the country participating annually; and

WHEREAS, More than helping to develop doctors, lawyers, teachers, engineers, government officials and staff, and YMCA and other professionals, this program teaches youth the value of teamwork, setting and accomplishing goals, and contributing to their communities; and

WHEREAS, on February 12-16, 1998, 150 teens from the YMCA of San Francisco will join other delegates from across California for the 50th Anniversary Youth & Government Model Legislature & Court in Sacramento and to celebrate the accomplishments of this program; now therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco joins the YMCA of San Francisco in honoring the California YMCA Youth & Government for its commitment to the more than 40,000 youth delegates from California who have participated in the program over the past 50 years, and does hereby declare February 12, 1998 as YMCA Youth & Government Day.

BOARD OF SUPERVISORS

Supervisor Michael Yaki, Medina, Newsom, Teng, Bierman, Brown, Katz

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0228

FEB 26 1998
Date Approved

Mayor

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FILE NO. 98-0229 RESOLUTION NO. 109-98

[Supporting Tiger Conservation and Declaring Wildlife Conservation Day]

SUPPORTING EFFORTS FOR THE TIGER CONSERVATION AND DECLARING FEBRUARY 6, 1998 TO BE "WILDLIFE CONSERVATION DAY," SO THAT EVERY YEAR THE PEOPLE OF SAN FRANCISCO WILL CONTINUE TO PARTICIPATE IN THE ACTIVITIES AND EVENTS OF WILDLIFE CONSERVATION.

WHEREAS, As people in San Francisco and around the world celebrate the Chinese New Year - the Year of the Tiger, it is fitting that San Franciscans have established the Chinese Association for the World Wildlife Conservation (CAWWC), with the leadership of the American College of Traditional Chinese Medicine, the World Journal and the American Chinese Zhi-Qing association; and,

WHEREAS, The year of the Tiger is traditionally regarded as a year with good health and prosperity, and unfortunately the world wild tiger populations have reached such a low levels that three of the eight subspecies of tigers have already become extinct; and,

WHEREAS, The Chinese Association for the World Wildlife Conservation will work in the region to increase the Chinese community awareness of the status of the Tiger, to stop the trade of tiger-based products, and this project is a partnership with the world wildlife Fund to save wild life on Earth; now, therefore, be it

RESOLVED, That the City and County of San Francisco supports efforts for the tiger conservation and declares February 6, 1998 to be "wildlife conservation Day," so that every year the people of San

Francisco will continue to participate in the activities and events of wildlife conservation.

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Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0229

FEB 26 1998
Date Approved

Mayor

FILE NO. 98-0230 RESOLUTION NO. 110-98

[Retirement Board Tobacco Holdings]

URGING THE SAN FRANCISCO RETIREMENT BOARD TO HONOR THE INTENT OF THE 1996 BOARD OF SUPERVISORS' RESOLUTION URGING THAT THE RETIREMENT BOARD DIVEST HOLDINGS IN SECURITIES OF PUBLICLY TRADED COMPANIES THAT DERIVE REVENUE FROM THE SALE OF TOBACCO PRODUCTS.

WHEREAS, The San Francisco Board of Supervisors passed a resolution in 1996, urging the San Francisco Retirement Board to divest holdings in securities of publicly traded companies that derive revenue from the sale of tobacco products; and,

WHEREAS, Because of recent governmental steps and litigation geared toward tightening the regulation of tobacco, there may be serious reasons to doubt the safety and long term profitability of tobacco investments; and,

WHEREAS, The public has long been aware of the serious health consequences and costs associated with the consumption of tobacco products; and,

WHEREAS, Documents found during discovery in the federal government's litigation against tobacco companies have revealed social costs associated with tobacco advertising, including the targeting of youth as a market by Brown and Williamson; and,

WHEREAS, Further documents indicate that R.J. Reynolds targeted African American youth through the use of demeaning social stereotypes; and,

WHEREAS, Smoking among those under 18 years old has been illegal for a time predating these marketing strategies; and,

WHEREAS, The San Francisco Retirement Board holds approximately one quarter of one percent of its nine billion dollar investments, amounting to approximately 22.5 million dollars, in tobacco company securities; and,

WHEREAS, The Retirement Board owes a fiduciary duty to its investors which it feared breaching in 1996 by withdrawing its holdings from a fund including tobacco companies; and,

Supervisors Newsom, Teng, Katz

WHEREAS, The Retirement Board can allay this fear by investing in a screened index fund which has handling costs and performance rates parallel to the S&P 500; and,

WHEREAS, The Dominici Social Index offers a tobacco screened index that outperforms S&P 500; and,

WHEREAS, Companies capable of handling a fund in the amount of the City's retirement fund and at a price comparable to S&P offer the Dominici tobacco screened fund as an investment option; now, therefore, be it

RESOLVED, That the City and County of San Francisco does hereby urge the San Francisco Retirement Board to honor the intention of the 1996 legislation urging that it divest all holdings in tobacco companies.

DOCUMENTS DEPT.
MAR 12 1998

Adopted - Board of Supervisors, San Francisco February 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0230

FEB 26 1998
Date Approved

Mayor

FILE NO. 27-97-13 RESOLUTION NO. 111-98

[Airline Lease]

APPROVING MODIFICATION NO. 13 OF LEASE AND USE AGREEMENT BETWEEN UNITED AIR LINES, INC. AND CITY AND COUNTY OF SAN FRANCISCO, ACTING BY AND THROUGH ITS AIRPORT COMMISSION.

WHEREAS, Under Lease and Use Agreement No. 82-0126 ("Agreement") dated July 1, 1981 by and between the City and County of San Francisco, acting by and through its Airport Commission ("City") and United Air Lines, Inc. ("United"), as modified, United leases from City certain space in the North Terminal Building at San Francisco International Airport; and

WHEREAS, United and City now desire to modify the leased premises to reflect the decrease of 2,995 square feet in Category I and increase of 648 square feet in Category II space in the North Terminal; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves Modification No. 13 of the Lease and Use Agreement between United Air Lines, Inc. and the City and County of San Francisco, acting by and through its Airport Commission, copies of which Modification are contained in Board of Supervisors' file number 27-97-13; and, be it

FURTHER RESOLVED, That pursuant to Modification No. 13 of the Agreement, United's space in the North Terminal Complex is as follows:

Category	Current (Sq. Ft.)	Revised (Sq. Ft.)	Difference
I	70,542	67,547	(2,995)
II	74,388	75,036	648
III	57,432	57,432	-0-
IV	134,538	134,538	-0-

Airport

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
27-97-13

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0070 RESOLUTION NO. 112-98

[Temporary Assistance to Needy Families (TANF) Funds]

AUTHORIZING THE JUVENILE JUSTICE COORDINATING COUNCIL TO SERVE AS THE LOCAL PLANNING COUNCIL TO ADVISE THE CHIEF PROBATION OFFICER IN THE DEVELOPMENT OF AN EXPENDITURE PLAN FOR APPROXIMATELY $3.1 MILLION IN TEMPORARY ASSISTANCE TO NEEDY FAMILIES FUNDS FROM THE STATE DEPARTMENT OF SOCIAL SERVICES TO BE USED TO EXPAND EXISTING SERVICES.

WHEREAS, Under the Comprehensive Youth Services Act (Welfare & Institutions Code Sections 18220 through 18226), the Juvenile Probation Department has been allocated, through the State Department of Social Services (D.S.S.), approximately $3.1 Million in Temporary Assistance to Needy Families (TANF) funds, and

WHEREAS, The Comprehensive Youth Services Act requires the Board of Supervisors, in counties which accept TANF funds, to designate a local planning council, and

WHEREAS, The Comprehensive Youth Services Act provides that the Board of Supervisors, in a county with a planning council established pursuant to Section 749.22 of the Welfare and Institutions Code, may designate that body as the local planning council required under The Comprehensive Youth Services Act, and

WHEREAS, The Board of Supervisors previously approved legislation (Resolution No. 170-97) which designated the Juvenile Justice Coordinating Council (JJCC) as the local planning council for the Juvenile Crime Enforcement and Accountability Crime Grant Program, as required under Section 749.22, and

WHEREAS, The community-based services to San Francisco youth are underfunded and San Francisco now has an unique opportunity to expand preventative, family-focused services; now, therefore, be it

RESOLVED, That the City and County of San Francisco authorizes the Juvenile Justice Coordinating Council to also serve as the local planning council for the expenditure of the TANF funds, as required under The Comprehensive Youth Services Act; and, be it

FURTHER RESOLVED, That the Board of Supervisors recommends that the new TANF funds allocated to the Juvenile Probation Department for fiscal year 1998-99 be used to expand community-based, family-focused preventative youth services and not be used to supplant existing services.

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0070

MAR - 6 1998

Date Approved

Mayor

As amended in Cmte. 2/12/98.

FILE NO. 98-0097

RESOLUTION NO. 113-98

(Grant - State)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, ENVIRONMENTAL HEALTH MANAGEMENT SECTION, TO ACCEPT AND EXPEND RETROACTIVELY A GRANT OF $5,000, WHICH INCLUDES INDIRECT COSTS IN THE AMOUNT OF $699, BASED ON 22% OF SALARIES, FROM THE CALIFORNIA DEPARTMENT OF FISH & GAME, OFFICE OF OIL SPILL PREVENTION AND RESPONSE, FOR PROVIDING INPUT INTO THE SAN FRANCISCO BAY/SAN JOAQUIN DELTA AREA CONTINGENCY PLAN FOR OIL SPILLS;

RESOLVED, That the Department of Public Health, Environmental Health Management Section, is hereby authorized to apply for, accept and expend retroactively a grant of $5,000, which includes indirect costs in the amount of $699, based on (22% of salaries) from the California Department of Fish & Game, Office of Oil Spill Prevention Response, for providing local input into the San Francisco Bay/San Joaquin Delta Area Contingency Plan for oil spills.

RECOMMENDED:

Mitchell Katz, M.D.
Interim Director of Health

BOARD OF SUPERVISORS

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0097

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0098 RESOLUTION NO. 114-98

(Grant - Federal)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO ACCEPT AND EXPEND RETROACTIVELY A GRANT IN THE AMOUNT OF $151,123 FROM THE CENTERS FOR DISEASE CONTROL TO FUND THE EVALUATION OF ENHANCED PARTNER NOTIFICATION FOR PERSONS RECENTLY INFECTED WITH HIV PROJECT; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

RESOLVED, That the Department of Public Health is hereby authorized to accept and expend retroactively a grant in the amount of $151,123, which includes $16,547 in indirect costs, based on 20% of salaries, from the Centers for Disease Control to fund the Evaluation of Enhanced Partner Notification for Persons Recently Infected with HIV Project for the residents of San Francisco; and, be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Mitchell Katz, M.D.
Interim Director of Health

Public Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0098

MAR - 6 1998
Date Approved

Mayor

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As amended in Cmte. 2/12/98

FILE NO. 98-0101 RESOLUTION NO. 115-98

(Used oil Recycling Grant)

2/12/98 bst

AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT AND EXPEND RETROACTIVELY ~~SUBJECT TO~~ ~~$35,348.00 IN~~ ADDITIONAL OIL RECYCLING GRANT FUNDING FROM THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD; WAIVING INDIRECT COSTS.

WHEREAS, the people of the State of California have enacted the California Oil Recycling Enhancement Act that provides funds to cities and counties for establishing and maintaining local used oil collection programs that encourage recycling or appropriate disposal of used oil; and

WHEREAS, the California Integrated Waste Management Board (CIWMB) has been delegated responsibility for the administration of the program within the state, setting up necessary procedures governing application by cities and counties under the program; and

WHEREAS, said procedures established by the CIWMB require the applicant to certify by resolution the approval of the grant application before submission of said application to the state; and

WHEREAS, the CIWMB has increased the funding of the original grant by $35,348 for the City and County of San Francisco oil recycling program; and

WHEREAS, the City has entered into an agreement with the State of California for development of the project; and

WHEREAS, it is in the interest of San Francisco citizens to establish and implement waste diversion and separation programs to prevent the disposal of hazardous waste, including used motor oil, in solid waste landfills or in the sewage system; and

WHEREAS, the City has increased the options to recycle and/or appropriate disposal of used oil from fourteen to fifty-nine facilities in San Francisco and the City intends to further expand on this program to provide more service to the citizens of San Francisco; and

WHEREAS, partial funding will be used to cover one or all of the following: 1) Operational cost for new or existing used oil drop-off centers, certified used oil collection centers, oil collection at the San Francisco marinas and/or used oil curbside

collection program; 2) Startup, construction, and equipment cost for certified used oil collection centers and/or new or upgraded used oil drop-off centers; 3) Cost related to used oil collection at the San Francisco Household Hazardous Waste Collection Facility; and 4) Compensation to private/nonprofit entities for operating a certified collection center, operating a used oil collection program and/or public education materials to inform the public of locally available used oil recycling opportunities; and

WHEREAS, partial funding will be used for developing and distributing public education materials to inform the public of locally available used oil recycling opportunities; and

WHEREAS, the CIWMB does not allow for the inclusion of indirect cost; now, therefore be it

2/12/98 bst

RESOLVED, that the Board of Supervisors hereby authorizes the City Administrator to submit an application to the CIWMB to apply for, accept ~~and expend~~ retroactively a Used Oil Recycling Grant for up to $35,348.00; and

FURTHER RESOLVED, that the City Administrator is hereby authorized and empowered to execute in the name of the City and County of San Francisco all necessary applications, and amendments to secure grant funds; and

FURTHER RESOLVED, that the Board of Supervisors hereby waive indirect costs as they are not allowed by the Funder.

RECOMMENDED:

William Lee
City Administrator

Willie L. Brown, JR.
Mayor

Edward Harrington
Controller

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0101

MAR - 6 1998
Date Approved

Mayor

Amendment of the Whole
2/23/98

FILE NO. 98-0151 RESOLUTION NO. 116-98

[Liquor License Transfer, 1745 Folsom Street]

DETERMINING THAT THE TRANSFER OF A TYPE 21 OFF-SALE BEER AND WINE LICENSE FROM 2712 MISSION STREET, WALGREEN COMPANY TO RAINBOW GROCERY LOCATED AT 1745 FOLSOM STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Rainbow Grocery is seeking tranfer of a Type 21 Off-Sale Beer and Wine License from 2712 Mission Street, Walgreen Company to Rainbow Grocery located at 1745 Folsom Street; and

WHEREAS, The City Planning Department has verified that the area is properly zoned; and

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the transfer of a Type 21 Off-Sale Beer and Wine License to Rainbow Grocery, located at 1745 Folsom Street, will serve the convenience of the people of the City and County of San Francisco.

SUPERVISOR TENG
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0151

MAR - 6 1998
Date Approved

Mayor

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As amended in Cmte. 2/12/98

cc

FILE NO. 98-0158

RESOLUTION NO. 117-98

(California Integrated Waste Management Board Receipt)

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR (CAO) OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND RETROACTIVELY $25,000 FROM THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD

WHEREAS, Waste prevention conserves resources and is necessary to achieve the state mandated goal of 50% waste diversion by the year 2000; and

WHEREAS, The City established the Recycling Program which promotes waste prevention and recycling; and

WHEREAS, the California Integrated Waste Management Board have offered $25,000 in funds for the Shop Smart campaign's waste prevention educational materials; now therefore be it

RESOLVED, that the Board of Supervisors hereby authorizes the City Administrator to accept and expend retroactively $25,000 from the California Integrated Waste Management Board.

RECOMMENDED

William L. Lee
City Administrator

Willie Brown
Mayor

Edward Harrington
Controller

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0158

MAR - 6 1998
Date Approved

Mayor

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As amended in Cmte. 2/12/98

FILE NO. 98-0159

RESOLUTION NO. 118-98

(EPA Receipt)

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR (CA) OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND RETROACTIVELY $5,000 FROM THE EPA.

WHEREAS, Waste prevention and recycling conserves resources and is necessary to achieve the state mandated goal of 50% waste diversion by the year 2000; and

WHEREAS, The City established the Recycling Program which promotes waste prevention and recycling; and

WHEREAS, the EPA has offered $5,000 in funds for school waste prevention and recycling programs; now therefore be it

RESOLVED, that the Board of Supervisors hereby authorizes the City Administrator to accept and expend retroactively $5,000 from the EPA.

RECOMMENDED

William L. Lee
City Administrator

Willie Brown
Mayor

Edward Harrington
Controller

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0159

MAR - 6 1998
Date Approved

Mayor

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As amended in Cmte. 2/12/98

FILE NO. 98-0160 RESOLUTION NO. 119-98

(CONTRACT)

AUTHORIZING THE EXECUTION RETROACTIVELY OF A CONTRACT BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND THE STATE OF CALIFORNIA DEPARTMENT OF EDUCATION IN THE AMOUNT OF $606,060 FOR PARTICIPATION BY THE CITY AND COUNTY IN THE STATE'S CHILD CARE AND DEVELOPMENT PROGRAM FOR FISCAL YEAR 1997-1998.

BE IT RESOLVED, that the Board of Supervisors (the Governing Board) of the City and County of San Francisco authorizes entering into Local Agreement No. GCAL-7048, Project No. 38-X694-00-03163-8 retroactively and that the persons who are listed below are authorized to sign the transaction for the Board of Supervisors.

Executive Director, Department of Human Services

President, Human Services Commission

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0160

MAR - 6 1998
Date Approved

Mayor

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FILE NO. 98-0186 RESOLUTION NO. 120-98

[Amendment to Sublease Agreement]

APPROVING AND AUTHORIZING AN AMENDMENT TO AN AGREEMENT BY AND BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND UNIVERSAL STUDIOS FOR THE SUBLEASE OF BUILDINGS 3 AND 180 ON NAVAL STATION TREASURE ISLAND.

WHEREAS, On May 1, 1996, the United States Government, acting by and ~~thorough~~ through the United States Navy (the "Navy") entered into that certain lease agreement with the San Francisco Redevelopment Agency (the "Agency") for the use and occupancy of Building 3 on Treasure Island (the "Master Lease"); and

WHEREAS, Pursuant to that certain Assignment and Assumption Agreement by and between City and the Agency, approved by Board of Supervisors Resolution No. 110, adopted December 9, 1996, all of the Agency's rights and obligations as tenant under the Master Lease were assigned to and assumed by City; and

WHEREAS, The Board of Supervisors previously approved a Sublease between the City and Universal Pictures, a film production company ("Subtenant"), for the use of Building 3 on the Base (the "Original Premises") as a production facility for a motion picture; and

WHEREAS, Subtenant desires to expand the Original Premises to also include portions of Building 180 (the "Expansion Premises") for the period from February 23, 1998 to April 30, 1998, pursuant to the terms and conditions of an Amendment to Sublease (the "Amendment") substantially in the form of the Amendment filed with the Clerk of the Board in File No. 98-0186; and

WHEREAS, Under the Amendment, Subtenant shall pay City base rent in the amount of $45,844 for use of the Expansion Premises; now, therefore, be it

RESOLVED, That the Board hereby approves the Amendment and authorizes the Mayor, or the Mayor's designee, to enter into on behalf of the City the Amendment with Subtenant; and be it

FURTHER RESOLVED, That the Board authorizes the Mayor, or the Mayor's designee, to enter into modifications to the Amendment (including, without limitation, the attachment of exhibits) that the Mayor determines are in the best interests of the City, do not materially increase the obligations or liabilities of the City, and are necessary and advisable to effectuate the purpose and intent of this resolution.

RECOMMENDED:

Director, Treasure Island Project Office

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0186

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0217 Amendment of the Whole in Board 2/23/98 RESOLUTION NO. 121-98

[FEDERAL FUNDING - COMMUNITY DEVELOPMENT]

APPROVING THE 1998 COMMUNITY DEVELOPMENT PROGRAM. AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND THE CITY'S 1998 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ENTITLEMENT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, AND PROGRAM INCOME GENERATED BY THE SAN FRANCISCO REDEVELOPMENT AGENCY UP TO $38,046,000 WHICH INCLUDES INDIRECT COSTS OF $124,015; APPROVING EXPENDITURE SCHEDULES, AS AMENDED HEREIN, FOR RECIPIENT DEPARTMENTS AND AGENCIES AND FOR INDIRECT COSTS, AND, DETERMINING NO ENVIRONMENTAL EVALUATION IS REQUIRED, AUTHORIZING THE RECEIPT AND DEPOSIT OF 1998 CDBG ENTITLEMENT FUNDS IN EXCESS OF $24,969,000; PROHIBITING THE USE OF CONTINGENCY FUNDS; REQUIRING SEPARATE BUDGETARY LISTINGS OF THE MAYOR'S COMMUNITY DEVELOPMENT AND HOUSING ACTIVITIES; AND RESERVING $3,037,589.

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, and related Federal regulations, San Francisco is eligible to receive a Community Development Block Grant; and

WHEREAS, the Mayor's Office of Community Development has prepared programs entitled 1998 Community Development Program Final Proposal, and the 1998 Community Development Program Expenditure Schedules for an anticipated entitlement, and reprogrammed funds from prior year Community Development Programs and program income generated by the San Francisco Redevelopment Agency as needed, up to $38,046,000; and

WHEREAS, the City will receive $24,969,000 in 1998 CDBG Program funds; and

WHEREAS, a Preliminary Environmental Record on the Final Proposal has been prepared; and

WHEREAS, the Certifying Officer shall follow procedural provisions of NEPA and CEQA to make certain that all projects are in compliance with the applicable state and federal provisions and requirements; now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby approve the 1998 Community Development Program Final Proposal, to accept and expend the City's 1998 Community Development Block Grant Entitlement, as modified herein, from the U.S. Department of Housing and Urban Development, transfer and expend reprogrammed funds from prior year Community Development Programs up to $24,969,000 and an estimated $13,077,000 in program income generated by the San Francisco Redevelopment Agency, and authorizes the Mayor to enter into and execute contract agreements between the City and County of San Francisco and departments identified in the 1998 Community Development Program; and, be it

FURTHER RESOLVED, that the Board of Supervisors does hereby authorize the Mayor to enter into and execute a contract between the City and County of San Francisco and the San Francisco Redevelopment Agency; be it

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FURTHER RESOLVED, that the Board of Supervisors does hereby authorize the Mayor to enter into and execute a contract between the City and County of San Francisco and the San Francisco Conservation Corps; be it

FURTHER RESOLVED, that the City's Annual Salary Ordinance be amended to reflect the staffing identified in the expenditure schedule; be it

FURTHER RESOLVED, that indirect costs of $124,015 have been included in this grant: be it

FURTHER RESOLVED, that the Mayor is hereby authorized to submit documentation and certifications required by the U.S. Department of Housing and Urban Development; be it

FURTHER RESOLVED, that for the 1998 Community Development Program, and for future similar programs, the use of "contingency funds" shall not be permitted or authorized, and any Program funds not authorized or approved for expenditure by the Board of Supervisors shall either be reserved for future Board Finance Committee approval, or shall be considered as unreserved fund balances, the expenditure of which shall require approval by the Board of Supervisors; be it

FURTHER RESOLVED, that for the 1998 Community Development Program, and for future Budgets, the Mayor's Office shall submit to the Board of Supervisors separate budgetary descriptions for the Mayor's Community Development activities and the Mayor's Housing activities; be it

FURTHER RESOLVED, that the Board of Supervisors hereby amends the 1998 Community Development Program to add the following contractors and amounts:

Walden House	$156,000
OpNet LEAP	15,000
S F Senators	70,000
ARK of Refuge	70,000
Asian Pacific Wellness Center	75,000
Richmond Area Multi-Services (RAMS)	75,000
Instituto Laboral de la Raza	20,000
Kimochi	75,000
Charity Cultural Services Center	25,000
California Lawyers for the Arts	12,000

such amounts to be placed on reserve pending release by the Board of Supervisors Finance Committee; be it

FURTHER RESOLVED, funds for the following programs are placed on reserve pending release by the Board of Supervisors Finance Committee:

Housing Program Administration	$ 53,767
Housing Program Pools, Community Housing Rehab Program	381,491
Homeless Facilities Program Pool	1,909,331
Chinatown Economic Development Pool	100,000

RECOMMENDED:

See file for signature

Willie L. Brown, Mayor

Edward Harrington, Controller

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0217

MAR - 6 1998
Date Approved

Mayor

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2/18/98 - As amended in Committee.

FILE NO. 98-0218 RESOLUTION NO. 122-98

[FEDERAL FUNDING - EMERGENCY SHELTER GRANTS PROGRAM]

APPROVING THE 1998 EMERGENCY SHELTER GRANTS PROGRAM AND EXPENDITURE SCHEDULE AND AUTHORIZING THE MAYOR ON BEHALF OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY FOR, ACCEPT, AND EXPEND A $984,000 ENTITLEMENT UNDER THE EMERGENCY SHELTER GRANTS PROGRAM FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; PLACING $215,000 ON RESERVE.

2/18/98 jlb

WHEREAS, under the Stewart B. McKinney Homeless Assistance Act and Cranston-Gonzalez National Affordable Housing Act of 1990, the Secretary of the U.S. Department of Housing and Urban Development is authorized to make a grant to San Francisco under the Emergency Shelter Grants Program. The grant may be used for the rehabilitation or conversion of buildings for use as emergency shelters for the homeless, for the payment of certain operating and social services expenses in connection with emergency shelters, and for homeless prevention; and

WHEREAS, the Mayor will be able to use the grant monies to improve the operation of existing emergency shelters and thereby enhance the very basic living standards of homeless persons in the City; and;

WHEREAS, the grant monies will be devoted to provision of essential services for the shelters, payments for operating the shelters, and homeless prevention; and

WHEREAS, the Mayor's Office of Community Development has prepared an Expenditure Schedule designating the use of the $984,000 Entitlement; and

WHEREAS, a Preliminary Environmental Record has been prepared on the proposed activities; and

WHEREAS, it has been determined that no environmental evaluation is required to apply and accept the City's 1998 Emergency Shelter Grants Program (ESGP) entitlement; and

WHEREAS, the Certifying Officer shall follow procedural provisions of NEPA and CEQA to make certain that all projects are in compliance with the applicable state and federal provisions and requirements; and

WHEREAS, indirect costs have been allocated in the 1998 Community Development Block Grant (CDBG) Program to cover both CDBG and ESGP; now, therefore be it

RESOLVED, that the Mayor's Office of Community Development is hereby authorized to apply for, accept, and expend a grant of $984,000 from the U.S. Department of Housing and Urban Development under the Emergency Shelter Grants Program; and, be it

FURTHER RESOLVED, that the Board of Supervisors does hereby approve the Expenditure Schedule for recipient agencies; and, be it

FURTHER RESOLVED that the Mayor is hereby authorized to submit documentation and certifications required by the U.S. Department of Housing and Urban Development; and, be it

2/18/98 jlb

FURTHER RESOLVED, That the Board of Supervisors places $215,000 set aside in the Emergency Shelter Grants Pool on reserve pending submission of budget details to be released by the Finance Committee.

BY _____ Edward Harrington, Controller

BY _____ Willie L. Brown, Jr., Mayor

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0218

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0219 RESOLUTION NO. 123-98

[FEDERAL FUNDING - HOME PROGRAM]

AUTHORIZING THE MAYOR OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY FOR, ACCEPT AND ADMINISTER A GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A TOTAL AMOUNT NOT TO EXCEED $6,585,000 FOR THE HOME PROGRAM AUTHORIZED UNDER TITLE II OF THE NATIONAL AFFORDABLE HOUSING ACT OF 1990, PUBLIC LAW NUMBER 101-625, AND APPROVING THE HOME PROGRAM DESCRIPTION AS DESCRIBED IN THE 1998 ACTION PLAN FOR SAN FRANCISCO'S CONSOLIDATED PLAN. INDIRECT COSTS ASSOCIATED WITH THE ACCEPTANCE OF THESE GRANT FUNDS WILL BE PAID BY COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS; AND ADDING REPORTING REQUIREMENTS.

'98

WHEREAS, the City and County of San Francisco is an eligible city for purposes of receiving funds from the HOME Investment Partnership (HOME) Program, and has received a formula allocation of Six Million Five Hundred Eighty-Five Thousand ($6,585,000); and

WHEREAS, the HOME Program will be used to provide funds for the development, acquisition and rehabilitation of low-income housing, in accordance with the Consolidated Plan Action Plan for 1998 to be submitted to HUD on or before February 24, 1998; and

WHEREAS, the Mayor's Office of Housing has prepared a description of the proposed use of HOME funds to carry out the goals of the City's 1998 Consolidated Plan Action Plan and the Residence Element of the General Plan, and has incorporated that description into the Action Plan; and

WHEREAS, a portion of the administrative and direct costs of administering the HOME program are to be paid from the 1998 allocation; and

WHEREAS, the remainder of the administrative and direct costs of administering the HOME program are an eligible Community Development Block Grant (CDBG) expense, and will be paid from the CDBG funds through the 1998 Community Development Program; now, therefore, be it

RESOLVED, That the Mayor of the City and County of San Francisco is authorized to apply for, accept and expend the HOME Program from the Department of Housing and Urban Development according to the Federal Rules and Regulations for the program and the Consolidated Action Plan for 1998; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby approves the proposed Program Description as incorporated into the Consolidated Action Plan for 1998, on file with the Clerk of the Board of Supervisors and incorporated herein by reference; and, be it

FURTHER RESOLVED, That the Mayor is hereby authorized to submit documentation and certification required by the U.S. Department of Housing and Urban Development; and, be it

2/18/98 jlb

FURTHER RESOLVED, That the Mayor's Office of Housing shall report to the Finance Committee of the Board of Supervisors within ten (10) days of the completion of a funding agreement with a developer under the HOME Program requirements; and, be it

2/18/98 jlb

FURTHER RESOLVED, That the Budget Analyst of the Board of Supervisors shall review and report to the Finance Committee on the Home Program project agreements with sufficient information regarding project plans and actual construction, administrative and other relevant project cost analysis.

(See original signatures in file)

Mayor's Office of Community Development

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0219

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0234

RESOLUTION NO. 124-98

RO#97204

[Lease of Real Property]

AUTHORIZING A LEASE OF REAL PROPERTY AT 3119 MISSION STREET, SAN FRANCISCO, FOR THE DEPARTMENT OF HUMAN SERVICES.

RESOLVED, In accordance with the recommendation of the Director of the Department of Human Services and the Director of Property, that the Mayor, the Clerk of the Board of Supervisors, and the Director of Property, on behalf of the City and County of San Francisco, as Tenant, are hereby authorized to execute a lease, with KWL LLC, as Landlord, for approximately 3,100 rentable square feet of the building at 3119 Mission Street, San Francisco, for use as an employment assistance program for the Department of Human Services.

FURTHER RESOLVED, The initial term of the lease shall commence on the later of the date that Landlord satisfactorily completes the required leasehold improvements, or the date the Board of Supervisors and Mayor approve the lease, and shall end five years thereafter. The base rent shall be $4,650 per month with City paying for electricity to the premises, janitorial and garbage removal services, and shall remain unchanged through the initial term excepting pass-throughs for certain increases in operating expenses of the subject building over the base year of April 1, 1998 through March 31, 1999. The Landlord shall provide all tenant improvements required to modify the premises for City's use. City shall pay to the Landlord $139,404 with the first month's rent for the cost of the tenant improvements.

FURTHER RESOLVED, City shall have option (the "Option") to extend the term for one additional period of five (5) years at a rental amount equal to ninety-five percent of the prevailing

(REAL ESTATE)

market rent for similar space at that time. The Director of Property shall have the authority to exercise the Option.

FURTHER RESOLVED, It is understood that City shall occupy said premises for the entire lease term expiring five years after the commencement date, or ten years after the commencement date, if the Option is exercised, unless funds for rental payments are not appropriated in any subsequent fiscal year, at which time City may terminate this lease with advance notice to Landlord. Accordingly, said lease shall be subject to certification of funds by the Controller pursuant to Section 6.302 of the Charter. Landlord may terminate the lease after the initial term, upon one year's notice to City, and shall pay the unamortized cost of the tenant improvements paid by City, based on a ten-year straight line amortization schedule, for any time remaining in the extension term.

FURTHER RESOLVED, The lease will include an appropriate clause (in a form approved by the Director of Property and the City Attorney) pursuant to which the City shall indemnify, defend and hold harmless ("Indemnify") Landlord and its Agents from and against any and all claims, costs and expenses, including, without limitation, reasonable attorneys' fees, (collectively, "Claims"), incurred as a result of (a) City's use of the premises, (b) any default by City in the performance of any of its obligations under this lease, or (c) any negligent acts or omissions of City or its Agents, in, on or about the premises or the property; provided, however, City shall not be obligated to Indemnify Landlord or its Agents to the extent any Claim arises out of the active negligence or willful misconduct of Landlord or its Agents. City's obligations under this Section shall survive the termination of the lease, and be it

FURTHER RESOLVED, That Landlord shall permit bicycle storage within the premises, as specified in Article 1.5 of the San Francisco Planning Code; and be it

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FURTHER RESOLVED, That the authorization to enter into this lease is contingent upon certification by the Human Rights Commission that the Landlord is in compliance with the City's Equal Benefits Ordinance, as contained in Administrative Code Chapter 12B, and be it

FURTHER RESOLVED, That all actions heretofore taken by the officers of the City with respect to such lease are hereby approved, confirmed, and ratified.

APPROVED:

$ 153,354.00 Available
Appropriation No.

1G-AGF-AAA 455016 03011

Director, Department of Human Services

Controller

Director of Property

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cc

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0234

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0235

RESOLUTION NO. 125-98

RO#97203

[Lease of Real Property]

AUTHORIZING A LEASE OF REAL PROPERTY AT 1428 BUSH STREET, SAN FRANCISCO, FOR THE DEPARTMENT OF HUMAN SERVICES.

RESOLVED, In accordance with the recommendation of the Director of the Department of Human Services and the Director of Property, that the Mayor, the Clerk of the Board of Supervisors, and the Director of Property, on behalf of the City and County of San Francisco, as Tenant, are hereby authorized to execute a lease, with Mr. David G. Fong and Mr. Tse-Chan Chiu Lin, as Landlord, for approximately 4,000 rentable square feet on the first floor and mezzanine of the building at 1428 Bush Street, San Francisco, for use as an employment assistance center for the Department of Human Services.

FURTHER RESOLVED, The initial term of the lease shall commence on the later of the date that Landlord satisfactorily completes the required leasehold improvements, or the date the Board of Supervisors and Mayor approve the lease, and shall end five years thereafter. The base rent shall be $4,000 per month with City paying for electricity to the premises, janitorial and garbage removal services, and shall remain unchanged through the initial term excepting pass-throughs for certain increases in operating expenses of the subject building over the base year of April 1, 1998 through March 31, 1999. The Landlord shall provide all tenant improvements required to modify the premises for City's use. City shall pay Landlord $77,211 for the cost of the tenant improvements.

FURTHER RESOLVED, City shall have options (the "Options") to extend the term for two additional periods of five (5) years at a rental amount equal to ninety-five percent of the prevailing

(REAL ESTATE)

market rent for similar space at that time. The Director of Property shall have the authority to exercise the Options.

FURTHER RESOLVED, It is understood that City shall occupy said premises for the entire lease term expiring five years after the commencement date, or until fifteen years after the commencement date, if both Options are exercised, unless funds for rental payments are not appropriated in any subsequent fiscal year, at which time City may terminate this lease with advance notice to Landlord. Accordingly, said lease shall be subject to certification of funds by the Controller pursuant to Section 6.302 of the Charter.

FURTHER RESOLVED, The lease will include an appropriate clause (in a form approved by the Director of Property and the City Attorney) pursuant to which the City shall indemnify, defend and hold harmless ("Indemnify") Landlord and its Agents from and against any and all claims, costs and expenses, including, without limitation, reasonable attorneys' fees, (collectively, "Claims"), incurred as a result of (a) City's use of the premises, (b) any default by City in the performance of any of its obligations under this lease, or (c) any negligent acts or omissions of City or its Agents, in, on or about the premises or the property; provided, however, City shall not be obligated to Indemnify Landlord or its Agents to the extent any Claim arises out of the active negligence or willful misconduct of Landlord or its Agents. City's obligations under this Section shall survive the termination of the lease, and be it

FURTHER RESOLVED, That Landlord shall permit bicycle storage within the premises, as specified in Article 1.5 of the San Francisco Planning Code; and be it

FURTHER RESOLVED, That the authorization to enter into this lease is contingent upon certification by the Human Rights Commission that the Landlord is in compliance with the City's Equal Benefits Ordinance, as contained in Administrative Code Chapter 12B, and be it

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FURTHER RESOLVED, That all actions heretofore taken by the officers of the City with respect to such lease are hereby approved, confirmed, and ratified.

APPROVED:

$ 89,211.00 _____ Available
Appropriation No.

~~1G-AGF-AAA~~ 455016 03011

Director, Department of Human Services

Controller

Director of Property SN

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0235

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0261 RESOLUTION NO. 126-98

[Commending Emerson Chin]

COMMENDING MR. EMERSON CHIN FOR HIS COMMITMENT, DEDICATION, AND VALUABLE CONTRIBUTIONS TO THE COMMUNITY.

WHEREAS, Mr. Emerson Chin has been an organizer of the San Francisco Chinese New Year parade and Festival for two decades; and,

WHEREAS, Mr. Emerson Chin has generously volunteered his time and services to the Boys and Girls Club and is a past recipient of the Volunteer of the Year award; and,

WHEREAS, Mr. Emerson Chin is a valuable member of the San Francisco Disaster Action Team of the American Red Cross; and,

WHEREAS, Mr. Emerson Chin has been a dedicated mentor for the members of Troop 80 of the Boy Scouts of America; and

WHEREAS, Mr. Emerson Chin was named an "unsung hero" by the California State Employee's Association for his relief work for flood victims; and,

WHEREAS, Mr. Emerson Chin has tirelessly given of himself to his community; now, therefore, be it

RESOLVED, That the Board of Supervisors of City and County of San Francisco commends Mr. Emerson Chin for his commitment, dedication, and valuable contributions to the community.

SUPERVISORS
MABEL TENG, BIERMAN, KATZ
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0261

MAR - 6 1998
Date Approved

Mayor

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FILE NO. 98-0262 RESOLUTION NO. 127-98

[Commending Free Osteoporosis Testing By Walgreens]

COMMENDING WALGREENS CORPORATION FOR ITS EFFORTS TO EDUCATE WOMEN IN HELPING TO PREVENT OSTEOPOROSIS AND ACCEPTING THEIR GENEROUS GIFT TO PROVIDE THESE FREE SERVICES IN COLLABORATION WITH THE DEPARTMENT OF PUBLIC HEALTH.

WHEREAS, The City and County of San Francisco and Walgreens Corporation have entered into a partnership to offer free bone density testing in February and March to help identify women at risk for osteoporosis; and

WHEREAS, The partnership implements for the first time ever a free bone density test which will help identify women over 50 years old that might be at risk for Osteoporosis; and,

WHEREAS, Over 20 million American Women have osteoporosis, but only 4 million know it; and,

WHEREAS, This free screening was designed and is offered at 16 Walgreens stores in various neighborhoods in San Francisco; and,

WHEREAS, In addition to free osteoporosis testing, Walgreens will offer free Cholesterol testing in March; and

WHEREAS, The testing for both the osteoporosis and cholesterol screenings equals approximately $65,000 in donated services; now, therefore, be it

RESOLVED, That Board of Supervisors of the City and County of San Francisco commends Walgreens Corporation for its efforts to educate women help prevent osteoporosis; and be it

FURTHER RESOLVED, That the City and County of San Francisco accept their generous gift to provide these free services in collaboration with the Department of Public Health.

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0262

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0263 RESOLUTION NO. 128-98

[Commending Economic & Goodwill Mission to Vietnam]

COMMENDING THE ECONOMIC & GOODWILL MISSION DELEGATION ON A SUCCESSFUL TRIP TO HANOI AND HO CHI MINH CITY, VIETNAM AND THE WORK OF THE SAN FRANCISCO-HO CHI MINH CITY COMMITTEE AND URGING THE SAN FRANCISCO INTERNATIONAL AIRPORT TO ESTABLISH A ROUTE BETWEEN VIETNAM AND SAN FRANCISCO.

WHEREAS, Ho Chi Minh City sister city relationship was established in 1995; and,

WHEREAS, The sister city relationship will foster business opportunities in economic development and social and medical programs; and

WHEREAS, Mayor Willie L. Brown, Jr. led a 38-member Economic & Goodwill Mission to Hanoi, and Ho Chi Minh City, Vietnam; and,

WHEREAS, The 38-member delegation, representing business, finance, public works, medicine and transportation; and,

WHEREAS, During the visit to Ho Chi Minh City, the president of Vietnam Airlines expressed interest in establishing a route between Vietnam and San Francisco; and,

WHEREAS, Vietnam currently hosts more than 650 joint venture projects with the United States, involving more than U.S. $9 billion; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the economic & Goodwill Mission delegation on a successful trip to Hanoi and Ho Chi Minh City, Vietnam and the work of the San Francisco-Ho Chi Minh City committee; and be it

[SUPERVISOR TENG], MEDINA, BROWN, KATZ
BOARD OF SUPERVISORS

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the San Francisco International Airport to establish a route between Vietnam and San Francisco.

[SUPERVISOR TENG]
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0263

MAR - 6 1998

Date Approved

Mayor

FILE NO. 98-0264 RESOLUTION NO. 129-98

[Commendation to HIV Vaccine Volunteers]

COMMENDING THE 33 SAN FRANCISCANS WHO HAVE WILLINGLY VOLUNTEERED TO TEST THE HIV VACCINE, AND SUPPORTING FURTHER HIV VACCINE RESEARCH.

WHEREAS, the AIDS epidemic has had an incalculable impact on San Francisco's social, economic and health care systems since the first cases were observed; and

WHEREAS, San Francisco remains an epicenter with the highest rate of AIDS cases in the nation; and

WHEREAS, the AIDS epidemic has cost the lives of over 17,000 men, women, and children in San Francisco; and

WHEREAS, the City and County of San Francisco Department of Public Health has been at the forefront in the response to the HIV/AIDS epidemic since 1981 when the first cases were reported; and

WHEREAS, the Department of Health AIDS Office has engaged in a Preventive HIV Vaccine Preparedness Study for three years; and

WHEREAS, DPH has received funding to participate in a National Institute of Allergy and Infectious Diseases preventive HIV vaccine study; and

WHEREAS, 33 San Franciscans have enrolled in the Phase II trial of two preventive HIV vaccines conducted by the HIV Research section of DPH; and

Supervisors Ammiano, Bierman, Madina, Yaki, Brown, Katz

WHEREAS, a successful HIV vaccine would stop the spread of HIV throughout the world, and these volunteers have made a key contribution to the effort to develop such a vaccine; and

WHEREAS, these vaccine trial volunteers, all healthy and HIV uninfected, have joined this difficult endeavor despite the potential risks of social discrimination or medical harm, and without any promise of personal benefit other than the knowledge that they will make a difference in the fight against HIV and AIDS; and

WHEREAS, these individuals exemplify the determination of the people of San Francisco to end the HIV/AIDS epidemic in our City and around the world; now therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco thanks and honors the volunteers of the HIV vaccine clinical trial and their contributions to the fight against HIV/AIDS; and be it

FURTHER RESOLVED, That the Board of Supervisors commends these volunteers for their willingness to be among the first in an effort which will eventually need to enroll hundreds and perhaps thousands of San Franciscan's in larger vaccine trials over the next several years; and be it

FURTHER RESOLVED, the Board of Supervisors supports further HIV vaccine research, including future trials and believes that this research is essential to our city's response to AIDS.

SUPERVISOR AMMIANO, Bierman

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0264

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0265 RESOLUTION NO. 130-98

[Commending Steve Cozza]

COMMENDING STEVE COZZA, BOY SCOUT, FOR HIS CRUSADE TO STOP THE BOY SCOUTS OF AMERICA FOR ITS DISCRIMINATORY PRACTICES AGAINST GAYS.

WHEREAS, Steve Cozza is a twelve year old Boy Scout from Petaluma; and

WHEREAS, Steve Cozza has begun a crusade to encourage the Boy Scouts of America to stop its discrimination of gays; and

WHEREAS, Steve Cozza is giving it his all and is diligently working on his grassroots campaign to allow gays in the Boy Scouts; now therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Steve Cozza for his work to end discrimination of gays in the Boy Scouts of America .

SUPERVISORS AMMIANO, BIERMAN, YAKI, KATZ

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0265

MAR - 6 1998

Date Approved

Mayor

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FILE NO. 98-0266 RESOLUTION NO. 131-98

[Honoring Rita Harmon]

RECOGNIZING THE LEADERSHIP AND DEDICATION OF RITA HARMON, EXECUTIVE DIRECTOR OF LEADERSHIP CALIFORNIA

WHEREAS, Leadership California has educated, communicated, and championed for the advancement of California women leaders; and,

WHEREAS, Leadership California has shown commitment to finding diverse opportunities for women as well as advancement into positions of greater leadership; and,

WHEREAS, Rita Harmon has been Executive Director of Leadership California for the past three years; and,

WHEREAS, She will be leaving Leadership California to take up the challenging position of Executive Director of Leadership America in Washington, D.C.; and,

WHEREAS, She has been involved in bold and creative work, including expanding the Annual Issues Program with increased diversity of participation, and offering new programs such as the Executive Women's Forum and the Public Service Initiative; and,

WHEREAS, Her presence at Leadership America will forward the ideas developed in California, as she works to expand the web of women's state leadership programs across the U.S. and to provide needed services to a national audience of women leaders; now, therefore, be it,

RESOLVED, That the City and County of San Francisco recognizes Leadership California for its innovative approaches and dedication to the advancement of California women leaders, and be it

FURTHER RESOLVED, That the San Francisco Board of Supervisors commends Rita Harmon for her years of creative leadership and visionary guidance to Leadership California.

BOARD OF SUPERVISORS

Supervisor Leslie R. Katz, Teng Bierman

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0266

MAR - 6 1998

Date Approved

Mayor

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FILE NO. 98-0267 RESOLUTION NO. 132-98

[Declaring Sunday, February 22, 1998, St. Francis of Assisi Day]

DECLARING SUNDAY, FEBRUARY 22, 1998 ST. FRANCIS OF ASSISI DAY TO COMMEMORATE THE REOPENING OF THE ST. FRANCIS OF ASSISI CHURCH, SITE OF THE SHRINE TO ST. FRANCIS.

WHEREAS, St. Francis of Assisi was San Francisco's first parish church, dedicated in 1849 to serve the prospectors and entrepreneurs of the Gold Rush, and is reopening on February 22 as the permanent site of the shrine to St. Francis; and

WHEREAS, San Francisco was named for St. Francis of Assisi, a saint known for his love of all living things and the natural world; and

WHEREAS, The shrine is ecumenical and open daily to local and international visitors of any (or no) religious affiliation and will offer a variety of educational, religious and cultural programs and exhibitions, including an interpretation of The Divine Comedy; and

WHEREAS, This will be the major shrine outside Assisi to St. Francis, and goal of the shrine is to promote peace, unity and ecumenism; therefore, be it

RESOLVED, That Sunday, February 22, 1998 be designated St. Francis of Assisi Day in San Francisco to commemorate the reopening of the St. Francis of Assisi church, site of the shrine to St. Francis.

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SUPERVISOR SUE BIERMAN , MEDINA, TENG, YAKI, AMMIANO

February 17, 1998
Page 1 of 1

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0267

MAR - 6 1998
Date Approved

Mayor

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MAR 20 1998
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FILE NO. 98-0268 RESOLUTION NO. 133-98

[James Hormel]

ENDORSING PRESIDENT CLINTON'S NOMINATION OF JAMES HORMEL TO THE POST OF AMBASSADOR TO LUXEMBOURG AND URGING SENATE MAJORITY LEADER TRENT LOTT TO BRING HIS NOMINATION TO THE SENATE FLOOR FOR A VOTE.

WHEREAS, James Hormel was nominated by President Bill Clinton for a post as ambassador to Luxembourg; and,

WHEREAS, Jim Hormel is an openly gay philanthropist, heir to the Hormel Meat Company, and native to San Francisco; and,

WHEREAS, Hormel, a multimillionaire, donates a quarter of his annual income to worthwhile local and national groups; and,

WHEREAS, Hormel donated $500,000 to establish a gay and lesbian collection at the San Francisco Public Library, which opened in April, 1996, as the first permanent public research center for gay and lesbian issues; and,

WHEREAS, He contributed $12,000 to an educational film called "It's Elementary," intended to help teachers provide sensitivity training to their students on behalf of gays; and,

WHEREAS, Hormel recently donated $600,000 to the American Civil Liberties Union; and,

WHEREAS, James Hormel sits on the boards of the San Francisco Symphony and the San Francisco Chamber of Commerce; and,

WHEREAS, He has been an alternate U.S. delegate to the U.N. General Assembly and a delegate to the U.N. Human Rights Commission in Geneva; and,

WHEREAS, Luxembourg, which is 97 percent Catholic, officially endorsed Hormel's nomination on October 3, four days prior to President Clinton's announcement of it; and

SUPERVISORS
GAVIN NEWSOM, KATZ, AMMIANO, YEE, BIERMAN, BROWN, KAUFMAN, MEDINA, TENG, YAKI

WHEREAS, Outspoken supporters for his nomination include both Democrats and Republicans: Senators Dianne Feinstein, Orrin Hatch, Gordan Smith, Joseph Biden and Robert Torricelli; and,

WHEREAS, Hormel's appointment was approved by the Senate Foreign Relations Committee in November; and,

WHEREAS, Hormel's appointment has been opposed on the basis of his activism on behalf of Gay Rights by two Republican Senators, Tim Hutchinson and James Inhofe; and,

WHEREAS, Hormel's appointment has been indefinitely delayed on this basis; and,

WHEREAS, Senate Majority Leader Trent Lott has the authority to bring the matter before the Senate for a vote which will halt the delay; and,

WHEREAS, Hormel's lifetime commitment to public service strongly indicates that he has the makings of a very successful ambassador; now, therefore, be it

RESOLVED, That the City and County of San Francisco endorses President Clinton's nomination of James Hormel to the position of ambassador to Luxembourg; and, now, therefore, be it

FURTHER RESOLVED, That the City and County of San Francisco urges Senate Majority Leader Trent Lott to bring his nomination to the Senate floor for a vote; and, now, therefore, be it

FURTHER RESOLVED, That a copy of this resolution be sent to Senate Majority Leader Trent Lott.

GAVIN NEWSOM, KATZ, AMMIANO, YEE, BIERMAN, BROWN, KAUFMAN, MEDINA, TENG, YAKI

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0268

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0269 RESOLUTION NO. 134-98

[Opposing the Ron Unz Initiative]

DECLARING THE CITY AND COUNTY OF SAN FRANCISCO TO BE OPPOSED TO THE RON UNZ INITIATIVE, ALSO KNOWN AS THE "ENGLISH FOR THE CHILDREN" INITIATIVE.

WHEREAS, The Unz Initiative attacks local control by eliminating the ability of local school districts, teachers and parents to determine the most effective methods to teach their own children; and

WHEREAS, The Unz Initiative denies children under the age of ten additional English instruction if they test below average on English exams; and

WHEREAS, The Unz Initiative outlaws existing language programs that are proven successes; and

WHEREAS, The Unz Initiative mandates a state-imposed "one-size-fits-all" method of teaching children language skills that can be amended only by a two-thirds vote of the Legislature and a Governor's signature or by another initiative; and

WHEREAS, According to the impartial state Legislative Analyst and by its own wording, the Unz Initiative will not save taxpayers one cent; therefore, be it

RESOLVED, That the City and County of San Francisco opposes the Ron Unz Initiative, also known as the "English for the Children" Initiative.

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SUPERVISOR SUE BIERMAN, MEDINA, TENG, AMMINAO, KATZ

Page 1 of 1
February 17, 1998

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0269

MAR - 6 1998
Date Approved

Mayor

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FILE NO. 98-0272 RESOLUTION NO. 135-98

[Supporting Economic and Cultural Relationship with Manila, Philippines]

SUPPORTING THE MAYOR'S EFFORTS IN DEVELOPING ECONOMIC AND CULTURAL RELATIONSHIP WITH MANILA, PHILIPPINES AND URGING THE CITY DEPARTMENTS TO EXPLORE PROFESSIONAL AND MANAGERIAL TRAINING OPPORTUNITIES WITH MANILA AS AN OVERALL EFFORT TO EXPAND SAN FRANCISCO BUSINESS OPPORTUNITIES IN ASIA.

WHEREAS, Mayor Willie L. Brown, Jr. led a six-day, over 100-member Economic & Goodwill Mission to the Manila, Philippines; and,

WHEREAS, The delegation consisted of high ranking city officials including Supervisor Mabel Teng, Charlotte Shultz, Chief of Protocol; Melinda Yee, Director of Mayor's Office of International Trade & Commerce; John Martin, Director, San Francisco International Airport; Mark Primeau, Director, San Francisco Public Works Department; and Douglas Wong, Executive Director Port of San Francisco; and,

WHEREAS, The official 38-member delegation also includes members of the San Francisco-Manila Sister City Committees, and business people; and,

WHEREAS, In Manila, Mayor Willie Brown, Jr. and Manila Mayor Alfredo Lim signed a far-reaching sister city agreement that included commitments between the two cities for exchanges involving health issues, business ventures and cultural opportunities; and,

WHEREAS, This agreement included:

- A series of technological resource exchanges involving training of Manila engineers and administrators in the latest

techniques used by San Francisco in the management of its watersheds, distributions systems and waste treatment process;

- The support for the California state Legislature's approval of a bill calling for establishment of a California trade office in Manila;
- The donation of Philippine-written and produced books relating to the Filipino cultures to the newly established Filipino American Center at the new Main Library in San Francisco;
- The encouragement of banking endeavors to support financing of Filipino-owned businesses located both in Manila and in San Francisco;
- The development of a model school in Manila under the auspices of the Books for the Barrio Foundation, a Bay Area-based non-profit organization that has shipped more than 28 million text books to libraries in the Philippines;
- The hosting of cultural events including, but not limited to, the April 1998 U.S. Fashion tour presented by Filipino fashion designer Jose Moreno, the 1999 launch of a world tour in San Francisco by the accomplished Bayanihan International Dance troupe; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports the Mayor's efforts in developing economic and cultural relationship with Manila, Philippines; and be it

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FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the city departments to explore professional and managerial training opportunities with Manila as an overall effort to expand San Francisco business opportunities in Asia.

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-0272

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0273 RESOLUTION NO. 136-98

[Urging Street Name Designation]

URGING THE STATE DEPARTMENT OF TRANSPORTATION TO DESIGNATE A PORTION OF STATE HIGHWAY ROUTE 1 AS "VETERANS BOULEVARD".

WHEREAS, It is fitting to honor the dedication, sacrifice and service conferred upon the citizens of California and the nation by the heroic and unselfish efforts of their distinguished war veterans; and,

WHEREAS, The City and County of San Francisco Veterans Affairs Commission has adopted a resolution asking that a suitable public street or highway in San Francisco be named in honor of war veterans; and,

WHEREAS, The portion of State Highway Route 1 in the Presidio in the City and County of San Francisco, which commences at Lake Street and the end of Park Presidio Drive, proceeds into the Presidio through General Douglas MacArthur Tunnel and terminates at the San Francisco National Cemetery, prior to entering Doyle Drive; and

WHEREAS, This portion of State Highway Route 1 constitutes a suitable public thoroughfare for honoring California's courageous and deserving veterans; and

WHEREAS, No homes or business firms exist on such roadway; and

WHEREAS, State Senator John Burton and State Senator Quentin Kopp will introduce a Senate Concurrent Resolution requesting that this portion of State Highway Route 1 be designated as "Veterans Boulevard"; now, therefore, be it

RESOLVED, That The Board of Supervisors of the City and County of San Francisco supports designating as "Veterans Boulevard" the portion of State Highway Route 1 which commences at Lake Street and the end of Park Presidio Drive, proceeds through General Douglas MacArthur Tunnel, and terminates at the Presidio San Francisco National Cemetery; and be it

FURTHER RESOLVED, That The Board of Supervisors of the City and County of San Francisco urges the State Department of Transportation to take the necessary steps to implement this designation.

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-0273

MAR - 6 1998
Date Approved

Mayor

FILE NO. 98-0274 RESOLUTION NO. 137-98

[Fish and Game Commission]

URGING THE STATE FISH AND GAME COMMISSION TO POSTPONE MAKING A DECISION ON A PROPOSED BAN ON THE IMPORTATION OF BULLFROGS AND LIVE TURTLES FOR FOOD INTO CALIFORNIA UNTIL SUFFICIENT INPUT OF THE AFFECTED PARTIES, PARTICULARLY THE CHINESE AMERICAN COMMUNITY, HAS BEEN OBTAINED.

WHEREAS, The State Fish and Game Commission is considering amending the Fish and Game Code to prohibit the importation of live turtles and bullfrogs for food; and,

WHEREAS, The proposed ban will tremendously impact the cultural practices of the Chinese American community in the San Francisco Bay Area and throughout California, and impact the livelihood of numerous Chinese American merchants; and

WHEREAS, The State Fish and Game Commission had planned to make a final decision regarding the proposed amendments at its February 6th meeting; and

WHEREAS, The February 6th meeting fell during the Chinese New Year holiday, when people of Chinese decent, particularly merchants, were especially busy and unable to attend the meeting to provide critical public input; and

WHEREAS, The Commission should not make a decision without sufficient input from all affected parties; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the State Fish and Game Commission urging the

State Fish and Game Commission to postpone making a decision on a proposed ban on the importation of bullfrogs and live turtles for food into California until sufficient input of the affected parties, particularly the Chinese American community, has been obtained.

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Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-0274

MAR - 6 1998
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 98-0275 RESOLUTION NO. 138-98

[Position on Proposition 215]

REQUESTING PERTINENT CITY AGENCIES FORMULATE POLICIES / ORDINANCES ON THE IMPLEMENTATION OF THE LEGAL ASPECTS OF PROPOSITION 215.

WHEREAS, The voters of California passed Proposition 215, Compassionate Use Act of 1996, or the Medical Marijuana Initiative; and

WHEREAS, San Francisco's Department of Public Health has established policy regarding their role in the implementation of Proposition 215; and

WHEREAS, The San Francisco District Attorney, Police Department, City Attorney and Planning Department have been meeting to examine policies to address social implications related to the implementation of Proposition 215; now therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco requests that all pertinent City agencies, including police, District Attorney, City Attorney, and the Department of Public Health, coordinate and formulate City policies / ordinances on the implementation of the legal aspects of Proposition 215, specifically where medicinal marijuana can be smoked, who can cultivate for sale to medical marijuana and relevant centers.

SUPERVISORS AMMIANO, Katz, Bierman, MEDINA, YAKI

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-0275

MAR - 6 1998
Date Approved

Mayor

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FILE NO. 98-0295 RESOLUTION NO. 139-98

[Commend Paul Varacalli]

COMMENDING PAUL VARACALLI FOR HIS THIRTY YEAR CAREER AT THE SEIU LOCAL 790.

WHEREAS, Paul Varacalli has fought tirelessly for the rights of workers, and others who are unjustly treated; and

WHEREAS, Paul Varacalli has served as the Executive Director of the SEIU Local 790 in San Francisco; and

WHEREAS, During his thirty year career as head of Local 790 Paul Varacalli was responsible for expanding the membership of the organization from 300 to its current membership of 25 thousand; and

WHEREAS, Paul Varacalli's accomplishments have been noticed by several California Governors who have appointed him to serve in the State Job Training Coordinating Council, and the Economic Strategy Panel, among others; and

WHEREAS, During his lifetime, Paul Varacalli worked as an Electronic Technician, Supervisor of the Bay Area Rapid Transit District, owner/operator of his own restaurant in the City of Berkeley, California, and currently as an owner/operator of a Doll Shop in Pleasanton, California; and

WHEREAS, Paul Varacalli is leaving his position in the SEIU Local 790 to assume a position with SEIU and the AFL-CIO in Geneva Switzerland; now, therefore be it

RESOLVED, That the San Francisco Board of Supervisors commends Paul Varacalli for his thirty year career at the SEIU Local 790 and offers him best wishes on his new post in Switzerland.

Supervisor Sue Bierman

BOARD OF SUPERVISORS

OC

Adopted - Board of Supervisors, San Francisco February 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0295

MAR - 6 1998
Date Approved

Mayor

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Govt Information Ctr
41 Main Library-Civic Center
100 Larkin Street
Mailslot

FILE NO. 92-97-53.1 RESOLUTION NO. 140-98

APPOINTING GOVERNING BODY MEMBERS OF THE SAN FRANCISCO HEALTH AUTHORITY

WHEREAS, The Board of Supervisors has established the San Francisco Health Authority as a separate legal entity for the purpose of providing health care services to Medi-Cal beneficiaries under a contract with the State Department of Health Services (San Francisco Administrative Code Sections 69.1 et seq.); and

WHEREAS, The authority to create the San Francisco Health Authority is set forth in State law (Welfare and Institutions Code Section 14087.36), and

WHEREAS, The Board of Supervisors made the initial appointments of the members of the governing body in 1995 (Resolution No. 113-95); and the term of office for governing body members appointed by the board is three years, which terms expire January 15, 1998; and

WHEREAS, the following two (2) nominees seek official Board of Supervisor appointments to the San Francisco Health Authority Governing Body; and

Proposed Governing Body Members	Membership Qualification
Sophie Wong	San Francisco Community Clinic Consortium
Kate O'Malley	San Francisco Health Authority Program Committee

WHEREAS, these two (2) nominees meet the requirements for San Francisco Health Authority governing body membership as specified in Section 14087.36(k) of the California Welfare and Institutions Code and have stated their willingness to serve; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby appoints those individuals delineated herein under "Proposed Governing Body Members" to serve on the governing body of the San Francisco Health Authority

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cc

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng
Yaki Yee

Absent: Supervisors Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
92-97-53.1

MAR 13 1998
Date Approved

Mayor

FILE NO. 92-97-55.1 RESOLUTION NO. 141-98

[Appointment]
APPOINTING MEMBER TO THE BICYCLE ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Bicycle Advisory Committee pursuant to the provisions of the San Francisco Administrative Code, Sections 5.130 through 5.132, for the term specified:

Laura Gentile, succeeding Albert Glenn (Seat 24303 – must represent environmental organization), term expired December 31, 1997, for a new three-year term ending December 31, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

CC

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng Yaki Yee

Absent: Supervisors Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 92-97-55.1

MAR 13 1998
Date Approved

Mayor

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FILE NO. 98-0096

RESOLUTION NO. 142-98
RO#97191

[Lease of Real Property]

AUTHORIZING A LEASE OF REAL PROPERTY AT 3801 THIRD STREET, SAN FRANCISCO, FOR THE MENTAL HEALTH DIVISION OF THE DEPARTMENT OF PUBLIC HEALTH.

RESOLVED, In accordance with the recommendation of the Director of the Department of Public Health, and the Director of Property that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, as Tenant, be and they are hereby authorized to execute a lease with Bayview Partners, LLC, as Landlord, for a portion of the retail and office center at 3801 Third Street, San Francisco, commonly known as Bayview Plaza, comprising a net useable area of approximately 14,825 square feet, for the Mental Health Division of the Department of Public Health.

FURTHER RESOLVED, The lease shall commence on the date that Landlord satisfactorily completes the required leasehold improvements or City's Mayor and Board of Supervisors approve the lease, whichever occurs later, and shall end June 30, 2008. City shall have an option to extend the term for two additional periods of five (5) years each at ninety-five percent (95%) of the fair market rental.

It is understood that City shall occupy said premises for the entire lease term expiring June 30, 2018, if both options to extend the term are exercised, unless funds for rental payments are not appropriated in any subsequent fiscal year, at which time City may terminate this lease with advance notice to Landlord.

/////

FURTHER RESOLVED, The base rent shall be $20,013.75 per month, with Landlord paying for all services to the building except for separately metered electric service, which shall be paid by City. The base rent of $20,013.75 shall remain unchanged through the entire ten years of the initial term. After the initial year of the term, City shall pay certain increases in operating expenses of the subject building over those of the initial twelve months of the lease term.

Landlord shall agree to complete, at its sole cost and expense, certain alterations duly and properly required in writing, and City shall reimburse to Landlord, together with the initial payment of rent, an amount not to exceed $30,000 for the cost of certain specialized Tenant Improvements as approved in advance by City.

FURTHER RESOLVED, City shall indemnify, defend and hold harmless ("Indemnify") Landlord and its Agents from and against any and all claims, costs and expenses, including, without limitation, reasonable attorneys' fees, (collectively, "Claims"), incurred as a result of (a) City's use of the Premises, (b) any default by City in the performance of any of its obligations under this Lease, or (c) any negligent acts or omissions of City or its Agents, in, on or about the Premises or the Property; provided, however, City shall not be obligated to Indemnify Landlord or its Agents to the extent any Claim arises out of the active negligence or willful misconduct of Landlord or its Agents. In any action or proceeding brought against Landlord or its Agents by reason of any Claim Indemnified by City hereunder, City may, at its sole option, elect to defend such Claim by attorneys in City's Office of the City Attorney, by other attorneys selected by City, or both. City shall have the right to control the defense and to determine the settlement or compromise of any action or proceeding, provided that Landlord shall have the right, but not the

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obligation, to participate in the defense of any such Claim at its sole cost. City's obligations under this Section shall survive the termination of the Lease.

Said Lease shall be subject to certification of funds by the Controller pursuant to Section 6.302 of the Charter.

The City Attorney shall approve the form of the Lease and any related documents.

RECOMMENDED:

Director, Department of Public Health

Director of Property

$ 64,855.00 Available from HMHMCB731943

$ _____ Available from _____

$ _____ Available from _____

Controller

1G-AGF-AAA HPHHMCH

(REAL ESTATE)

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BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng Yaki Yee

Absent: Supervisors Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0096

MAR 13 1998

Date Approved

Mayor

FILE NO. 98-0133 RESOLUTION NO. 143-98

[Appointment]
APPOINTING MEMBER TO THE SUNSHINE ORDINANCE TASK FORCE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Sunshine Ordinance Task Force pursuant to the provisions of the San Francisco Administrative Code, Section 67.30, for the term specified:

Johnny Brannon, succeeding Zoran Basich (Seat 27103 – must be member of press or electronic media with interest in citizen access), resigned, for the unexpired portion of a two-year term ending April 27, 1998.

RULES COMMITTEE

BOARD OF SUPERVISORS

CC

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng Yaki Yee

Absent: Supervisors Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0133

MAR 13 1998
Date Approved

Mayor

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FILE NO. 98-0134 RESOLUTION NO. 144-98

[Appointment]
APPOINTING MEMBER TO THE ANIMAL CONTROL & WELFARE COMMISSION.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Animal Control & Welfare Commission pursuant to the provisions of the San Francisco Health Code, Section 41.1, for the term specified:

Chin Chi, succeeding Nola Chow (Seat 20703 – must be a public-at-large appointment), resigned, for the unexpired portion of a two-year term ending April 30, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

cc

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng Yaki Yee

Absent: Supervisors Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0134

MAR 13 1998
Date Approved

Mayor

DOCUMENTS DEPT.
MAR 26 1998
SAN FRANCISCO

cc

FILE NO. 98-0137

AS AMENDED IN COMMITTEE
02/19/98

RESOLUTION NO. 145-98

[ACCEPTANCE OF GIFT]

02/19/98 grh

RETROACTIVELY

AUTHORIZING THE SAN FRANCISCO POLICE DEPARTMENT TO ACCEPT THE GIFT OF A LIVE SCAN FINGERPRINT MACHINE AND PRINTER VALUED AT $43,000.

WHEREAS, the San Francisco Police Department is in receipt of an offer from the State of California , Department of Justice, to donate a Live Scan Fingerprint machine and printer valued at $43,000; and

WHEREAS, in order to comply with Section 10.116 of the San Francisco Administrative Code, the Board of Supervisors must authorize acceptance of gifts of over $25,000 by resolution; and

WHEREAS, the Police Commission has requested that the Board of Supervisors authorize the Chief of Police, on behalf of the San Francisco Police Department, to accept the offer of a Live Scan Fingerprint machine and printer valued at $43,000; now, therefore be it

RESOLVED, that the Board of Supervisors of the City and County of San Francisco hereby retroactively authorizes the Chief of Police to accept from the State of California, Department of Justice, a Live Scan Fingerprint machine and printer valued at $43,000.

02/19/98 grh

Resolution/onedollarreg.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng Yaki Yee

Absent: Supervisors Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0137

MAR 13 1998
Date Approved

Mayor

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FILE NO. 98-0161 RESOLUTION NO. 146-98

AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO ACCEPT AND EXPEND A GIFT OF UP TO $500,000 FROM THE SAN FRANCISCO FOUNDATION COMMUNITY INITIATIVE FUNDS AND THE FRIENDS OF RECREATION AND PARK, TO CONSTRUCT THE IMPROVEMENTS OF PIONEER PARK AT COIT TOWER.

WHEREAS, In 1876, a group of private citizens, concerned about building and commercial development on Telegraph Hill, purchased the topmost parcels and donated the land to the the City as Pioneer Park, one of the City's oldest parks; and,

WHEREAS, In late 1800's and early 1900's, the communities of North Beach and Telegraph Hill protested against the excavation of the northeast slope and prevailed against plans by quarrymen to level Telegraph Hill; and,

WHEREAS, In 1929, Lillie Hitchcock Coit bequeathed a portion of her estate for the beautification of San Francisco. Arthur Brown, Jr., Architect of City Hall and the Art Institute, and Chief Architect Henry Howard designed Coit Tower and also a south terrace, walkways and several stairs which were never built; and,

WHEREAS, Over the decades, Pioneer Park developed a network of steep dirt paths as frustrated pedestrians took short-cuts to the top of the hill, trampling plantings, causing erosion, endangering their own safety; and posing continued liability risk to the City; and,

WHEREAS, Two stops on the MUNI 39 line on Telegraph Hill Boulevard at Greenwich and Filbert Streets are missing stair links to Coit Tower; and,

WHEREAS, The Greenwich and Filbert Stairs give character to Telegraph Hill and will facilitate pedestrian access if connected to the crest of Coit Tower by completing the urban pedestrian fabric thus improving safety and access and reduce dependence on vehicular traffic; and,

WHEREAS, the neighbors of Telegraph Hill and citizens of San Francisco launched in 1995 a new effort to ensure the accessibility, the safety and the beauty of Pioneer Park. Private citizens and government employees, architects, landscape architects, engineers, graphic designers, certified public accountants, photographers, and public relations consultants have donated thousands of hours toward development of a plan to save and improve the park including new stairs, terraces, walkways, accessibility, erosion control and vegetation. A Public/Private Partnership has been forged with the Mayor, the Board of Supervisors, Recreation & Park Department, Department of Public Works, Department of Parking & Traffic, Telegraph Hill Dwellers, San Francisco Beautiful, foundations, corporations and diverse citizens, combining public/private funding and efforts for the common good of the community; and,

WHEREAS, The Pioneer Park Project at Coit Tower is estimated to cost about $920,000; and,

WHEREAS, The Pioneer Park Project has raised funds from diverse individuals and organizations, such as Coit Services, Bank of America, Bothin Foundation, Evelyn & Walter Haas Jr. Fund, Goldman Fund, Koret Foundation, Mary Crocker Trust, San Francisco Beautiful, Telegraph Hill Dwellers, Walter & Elise Haas Fund and others, as well as the sale of stone Donor Tiles embedded in the new stairs leading to Coit Tower.

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Current private contributions have reached $250,000, as well as thousands of hours of pro bono time. Continued fundraising will endeavor to match the City's public contributions and attain up to a total of $500,000; and,

WHEREAS, The remaining $420,000 in project costs will be funded through Partnership with the City, including; $200,000 from the Department of Public Works' Street Bonds; $150,000 from Recreation & Park's Open Space Fund; and $70,000 from the San Francisco County Transportation Authority's Proposition B Half-Cent Sales Tax; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the Department of Public Works to accept and expend this gift of up to $500,000, from the San Francisco Foundation's Community Initiated Fund and the Friends of Recreation and Park, for the Pioneer Park Project at Coit Tower, and to execute any and all documents necessary therefor.

Mark A. Primeau, AIA
Director Department of Public Works
and City Architect
City and County of San Francisco

Mayor's Office
City and County of San Francisco

Controller's Grant Division
City and County of San Francisco

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng Yaki Yee

Absent: Supervisors Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0161

MAR 13 1998
Date Approved

Mayor

FILE NO. 98-0200 RESOLUTION NO. 147-98

[Sewer Emergency]

APPROVING THE EXPENDITURE OF FUNDS FOR THE EMERGENCY WORK TO REPLACE THE STRUCTURALLY INADEQUATE SEWER ON 23RD AVENUE FROM LINCOLN WAY TO IRVING STREET.

WHEREAS, On June 5, 1997, PUC Sewer Operations identified an emergency condition on 23rd Avenue from Lincoln Way to Irving Street; and,

WHEREAS, The existing sewer had collapsed, and immediate replacement was required in order to protect the health, welfare, and property of the Citizens of San Francisco; and,

WHEREAS, The Department of Public Work's Bureau of Engineering prepared the Plans and Specifications for Contract Specification No. 1438N, "23rd Avenue Sewer Replacement" to replace the existing 18-inch diameter sewer with 649 feet of 21-inch diameter vitrified clay pipe (VCP) sewer on 23rd Avenue from Lincoln to Irving Street; and

WHEREAS, The Contractor, JMB Construction Co., began the emergency work on June 18, 1997 and completed it on July 22, 1997; and

WHEREAS, The cost of the project is estimated to be $221,938, of which $173,712.96 is for the Construction Contract. Funds for this project are available from the R&R Fund (Fund 5C/CPF/RNR, FAMIS Project No. CENRNRR906, Job Order No. 1438N); and

WHEREAS, The Public Utilities Commission, in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, declared the existence of an emergency; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the expenditure of funds for the emergency work to replace the structurally inadequate sewer on 23rd Avenue from Lincoln Way to Irving Street.

Public Utilities Commission

CC

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng Yaki Yee

Absent: Supervisors Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0200

MAR 13 1998
Date Approved

Mayor

DOCUMENTS DEPT.
MAR 26 1998
SAN FRANCISCO

FILE NO. 98-0211 RESOLUTION NO. 148-98

AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO TAKE NECESSARY MEASURES TO PROTECT THE SAFETY AND PROPERTY OF THE CITIZENS OF SAN FRANCISCO BY PERFORMING THE NECESSARY WORK TO PREVENT OCEAN BEACH SLOPE EROSION THREATENING ROADWAY LOSS ALONG THE GREAT HIGHWAY BETWEEN THE TWO NATIONAL PARK SERVICE PARKING LOTS.

WHEREAS, Heavy rainfall and tidal action has started erosion of the ocean beach slope along the Great Highway and threatens roadway loss, and

WHEREAS, Design and construction of a Rip Rap revetment are necessary to protect the health, welfare and property of the citizens of San Francisco; now therefore, be it

RESOLVED, In accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, the Board of Supervisors hereby finds and declares the existence of an emergency and authorizes the Director of Public Works to proceed in the most expeditious manner to perform the necessary work to design and construct a Rip Rap Revetment on the Ocean Beach Slope along the Great Highway between the two National Park Service Parking Lots.

RECOMMENDED:

MARK A. PRIMEAU, AIA
Director of Public Works
and City Architect
Administration

APPROVED AS TO DESCRIPTION:

for ROBERT CARLSON
Deputy Director for Financial
Management and

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

GEORGE WONG
Deputy City Attorney

BOARD OF SUPERVISORS

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cc

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng
Yaki Yee

Absent: Supervisors Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0211

MAR 13 1998
Date Approved

Mayor

FILE NO. 98-0236 RESOLUTION NO. 149-98

[Bond Sale]

AUTHORIZING AND DIRECTING THE SALE OF NOT TO EXCEED $47,000,000 CITY AND COUNTY OF SAN FRANCISCO GENERAL OBLIGATION BONDS (EDUCATIONAL FACILITIES BONDS, 1997 - SAN FRANCISCO UNIFIED SCHOOL DISTRICT), SERIES 1998C; PRESCRIBING THE FORM AND TERMS OF SAID BONDS; AUTHORIZING THE EXECUTION, AUTHENTICATION AND REGISTRATION OF SAID BONDS; PROVIDING FOR THE APPOINTMENT OF DEPOSITORIES AND OTHER AGENTS FOR SAID BONDS; PROVIDING FOR THE ESTABLISHMENT OF ACCOUNTS RELATED THERETO; APPROVING THE FORMS OF OFFICIAL NOTICE OF SALE OF BONDS AND NOTICE OF INTENTION TO SELL BONDS; DIRECTING THE PUBLICATION OF OFFICIAL NOTICE OF SALE AND NOTICE OF INTENTION TO SELL BONDS; APPROVING THE FORM AND EXECUTION OF THE OFFICIAL STATEMENT RELATING THERETO; APPROVING THE FORM OF THE CONTINUING DISCLOSURE CERTIFICATE; APPROVING MODIFICATIONS TO DOCUMENTS; RATIFYING CERTAIN ACTIONS PREVIOUSLY TAKEN; AND GRANTING GENERAL AUTHORITY TO CITY OFFICIALS TO TAKE NECESSARY ACTIONS IN CONNECTION WITH THE AUTHORIZATION, ISSUANCE, SALE AND DELIVERY OF SAID BONDS.

WHEREAS, By Resolution No. 1018-97, adopted on November 10, 1997 (the "Authorizing Resolution"), the Board of Supervisors authorized the issuance of its Educational Facilities Bonds, 1997 in an aggregate principal amount of $140,000,000 and by Resolution No. 1027-97 adopted on November 10, 1997 authorized and directed the sale of $17,000,000 aggregate principal amount of said bonds; and,

WHEREAS, It is necessary and desirable to issue an additional series of said Bonds in an aggregate principal amount of $47,000,000 and designated as City and County of San Francisco General Obligation Bonds (Educational Facilities Bonds, 1997 - San Francisco Unified School District), Series 1998C (the "Bonds"); and,

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WHEREAS, The Bonds are being issued pursuant to the Authorizing Resolution and Title 5, Division 2, Part 1, Chapter 3, Article 4.5 of the California Government Code (the "Act"), the Charter of the City and a duly held election; and,

WHEREAS, The San Francisco Unified School District (the "District") expects to pay certain expenditures in connection with the projects to be financed by the Bonds prior to the issuance and sale of the Bonds, and the City and County of San Francisco (the "City") intends to reimburse the District for such prior expenditures from the proceeds of the Bonds; and,

WHEREAS, Section 1.150-2 of the Treasury Regulations promulgated under the Internal Revenue Code of 1986 (the "Treasury Regulations") requires the City to declare its reasonable official intent to reimburse prior expenditures with the proceeds of a subsequent borrowing; and,

WHEREAS, The Treasury Regulations require that any reimbursement allocation of proceeds of the Bonds be made with respect to expenditures incurred prior to the issuance of the Bonds will occur not later than eighteen (18) months after the later of (i) the date on which the expenditure is paid or (ii) the date on which the facilities are placed in service, but in no event later than three (3) years after the expenditure is paid; and,

WHEREAS, The adoption of this Resolution shall constitute authorization of the Bonds within the meaning of Section 864 of the California Code of Civil Procedure;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the City and County of San Francisco, as follows:

Section 1. Recitals. All of the recitals herein are true and correct.

Section 2. Conditions Precedent. All conditions, things and acts required by law to exist, to happen and to be performed precedent to and in the issuance of the Bonds exist, have happened and have been performed in due time, form and manner in accordance with applicable law, and the City is now authorized pursuant to its Charter and applicable law to incur indebtedness in the manner and form provided in this Resolution (this "Resolution").

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Section 3. Issuance of Bonds. The Board of Supervisors hereby authorizes the issuance and sale of not to exceed $47,000,000 principal amount of bonds to be designated as "City and County of San Francisco General Obligation Bonds (Educational Facilities Bonds, 1997 - San Francisco Unified School District), Series 1998C" for the purposes set forth in the Authorizing Resolution. The Director of Public Finance of the City (the "Director of Public Finance") is hereby authorized to determine the sale date, the interest payment dates and the redemption dates of the Bonds, subject to the following terms and conditions: (i) the Bonds shall not have a true interest cost in excess of 12% (as such term is defined in the Official Notice of Sale); (ii) the Bonds shall not have a final maturity date after June 30, 2025; and (iii) any original issue discount on the purchase of the Bonds shall not exceed 2% of the principal amount of the Bonds. The Director of Public Finance is further authorized to give the Bonds such additional or other series designation as may be necessary or appropriate to distinguish such series from every other series and from other bonds issued by the City.

Section 4. Execution, Authentication and Registration of the Bonds. The officers of the City are hereby directed to cause the Bonds to be prepared in sufficient quantity for delivery to the purchaser thereof and the Clerk of the Board of Supervisors is hereby directed to cause the blanks therein to be completed in accordance with the Authorizing Resolution, to cause the seal of the City to be reproduced or impressed thereon, to procure their execution by the proper officers of the City, and to deliver the Bonds when so executed to said purchaser in exchange for the purchase price thereof.

The Bonds and the Treasurer's certificate of authentication and registration and the form of assignment to appear thereon shall be substantially in the form attached hereto as Exhibit A (a copy of which is on file with the Clerk of the Board of Supervisors and which is hereby declared to be a part of this Resolution as if fully set forth herein) with necessary or appropriate variations, omissions and insertions as permitted or required by this Resolution (provided that if a portion of the text of the Bonds is printed on the reverse of the Bonds, the following legend shall be printed on the face of the Bonds. "THE PROVISIONS OF THIS BOND ARE CONTINUED ON THE REVERSE HEREOF AND SUCH

CONTINUED PROVISIONS SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS THOUGH FULLY SET FORTH HERE.")

Only such of the Bonds as shall bear thereon a certificate of authentication and registration in the form herein recited, executed by the Treasurer, shall be valid or obligatory for any purpose or entitled to the benefits of this Resolution, and such certificate of the Treasurer shall be conclusive evidence that the Bonds so authenticated have been duly authenticated and delivered hereunder and are entitled to the benefits of this Resolution.

The Treasurer shall assign a distinctive letter, or number, or letter and number to each Bond authenticated and registered by her and shall maintain a record thereof which shall be available for inspection.

Section 5. Registration Books. The Treasurer shall keep or cause to be kept, at the office of the Treasurer, sufficient books for the registration and transfer of the Bonds, which shall at all times be open to inspection, and upon presentation for such purpose, the Treasurer shall, under such reasonable regulations as she may prescribe, register or transfer or cause to be registered or transferred, on said books, Bonds as herein provided.

Section 6. Transfer or Exchange of Bonds. Any Bond may, in accordance with its terms, be transferred upon the books required to be kept pursuant to the provisions of Section 5 hereof, by the person in whose name it is registered, in person or by the duly authorized attorney of such person in writing, upon surrender of such Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Treasurer.

Any Bonds may be exchanged at the office of the Treasurer for a like aggregate principal amount of other authorized denominations of the same interest rate and maturity.

Whenever any Bond shall be surrendered for transfer or exchange, the designated City officials shall execute (as provided in Section 4 hereof) and the Treasurer shall authenticate and deliver a new Bond or Bonds of the same interest rate and maturity in a like aggregate principal amount. The Treasurer shall

require the payment by any bond owner requesting any such transfer of any tax or other governmental charge required to be paid with respect to such transfer or exchange.

No transfer or exchange of Bonds shall be required to be made by the Treasurer during the period from the Record Date (as defined herein) next preceding each interest payment date to such interest payment date or after a notice of redemption shall have been mailed with respect to such Bond.

Section 7. Form of the Bonds; Terms of the Bonds; General Redemption Provisions. The Bonds shall each be dated the first day of the month in which the Bonds are sold unless otherwise stated in the Bonds (the "Dated Date") and shall be substantially in the form set forth as Exhibit A hereto. The Bonds shall bear interest from the date thereof until paid at rates not to exceed twelve percent (12%) per annum (the exact rates to be determined upon sale of the Bonds) calculated on the basis of a 360-day year comprised of twelve 30-day months, payable on December 15, 1998, and semiannually thereafter on June 15 and December 15 of each year (or such other dates as may be designated in a certificate of the Director of Public Finance). The Bonds shall be in fully registered form without coupons in denominations of $5,000 or any integral multiple thereof and shall either mature or be subject to mandatory redemption (as herein provided) on December 15 (or such other date as may be designated in a certificate of the Director of Public Finance) of the years, and in the amounts, as set forth in the Official Statement (defined herein) relating to the Bonds.

The principal of the Bonds shall be payable in lawful money of the United States of America to the owner thereof, upon the surrender thereof at maturity or earlier redemption at the office of the Treasurer. The interest on the Bonds shall be payable in like lawful money to the person whose name appears on the bond registration books of the Treasurer as the owner thereof as of the close of business on the last day of the month immediately preceding an interest payment date (the "Record Date"), whether or not such day is a Business Day (as herein defined).

Each Bond shall bear interest from the interest payment date next preceding the date of authentication thereof unless it is authenticated as of a day during the period from the Record Date next

preceding any interest payment date to the interest payment date, inclusive, in which event it shall bear interest from such interest payment date, or unless it is authenticated on or before November 30, 1998 (or such other date as may be designated in a certificate of the Director of Public Finance), in which event it shall bear interest from the Dated Date; provided, however, that if, at the time of authentication of any Bond, interest is in default on the Bonds, such Bond shall bear interest from the interest payment date to which interest has previously been paid or made available for payment on the Bonds or from the Dated Date if the first interest payment is not made. Payment of the interest on any Bond shall be paid by check mailed to such owner at such owner's address as it appears on the registration books as of the Record Date; provided, however, if any interest payment occurs on a day that banks in California and New York are closed for business, then such payment shall be made on the next succeeding day that banks in both California and New York are open for business and the New York Stock Exchange is open for business (a "Business Day"); and provided, further, that the registered owner of an aggregate principal amount of at least $1,000,000 of the Bonds may submit a written request to the Treasurer on or before a Record Date preceding an interest payment date for payment of interest by wire transfer to a commercial bank located within the continental United States. For so long as Cede & Co. or its registered assigns is the registered owner of all of the Bonds, payment shall be made by wire transfer of immediately available funds to Cede & Co.

The Bonds maturing on or before December 15, 2005 (or such other date as may be designated in a certificate of the Director of Public Finance) shall not be subject to optional redemption prior to maturity. The Bonds maturing on or after December 15, 2006 (or such other date as may be designated in a certificate of the Director of Public Finance) are subject to optional redemption prior to their respective stated maturities, at the option of the City, from any source of available funds, as a whole or in part on any date (with the maturities to be redeemed to be determined by the City and by lot within a maturity) on or after December 15, 2005 (or such other date as may be designated in a certificate of the Director of Public Finance), at redemption prices equal to 102% of the principal amount redeemed in the first year the Bonds

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are subject to optional redemption (with such redemption price declining to 100% at the rate of 1% annually), together with accrued interest to the date of redemption.

The Bonds shall be subject to mandatory redemption, by lot, in any year for which the successful bidder therefor has designated that the principal amount payable with respect to that year shall constitute a mandatory sinking fund payment as permitted by the Official Notice of Sale (as more fully described in Section 12 hereof). Any such mandatory redemptions shall be designated in the successful bid that shall be awarded by motion of the Finance Committee of the Board of Supervisors prior to the delivery of the Bonds. In lieu of any such mandatory redemption, at any time prior to the selection of the Bonds for redemption, the City may apply such amounts on deposit in the applicable Bond Account (as defined in Section 8 hereof) to make such payment to the purchase of Bonds subject to such redemption at public or private sale, as and when and at such prices not in excess of the principal amount thereof (including brokerage and other charges but excluding accrued interest), as the City may determine.

The date on which the Bonds which are called for redemption are to be presented for redemption is herein sometimes called the "redemption date." Notice of any redemption of Bonds shall be mailed, postage prepaid, to the respective registered owners thereof at the addresses appearing on the bond registration books not less than thirty (30) nor more than sixty (60) days prior to the redemption date. The notice of redemption shall (a) state the redemption date; (b) state the redemption price; (c) state the dates of maturity of the Bonds and, if less than all of any such maturity is called for redemption, the distinctive numbers of the Bonds of such maturity to be redeemed, and in the case of Bonds redeemed in part only, the respective portions of the principal amount thereof, to be redeemed; (d) state the CUSIP number, if any, of each Bond to be redeemed; (e) require that such Bonds be surrendered by the owners at the office of the Treasurer or her agent; and (f) give notice that interest on such Bonds will cease to accrue after the designated redemption date.

The actual receipt by the owner of any Bond of notice of such redemption shall not be a condition precedent to redemption, and failure to receive such notice, or any defect in such notice shall not affect the

validity of the proceedings for the redemption of such Bonds or the cessation of accrual of interest on the redemption date.

At least five (5) days before the above notice date, notice also shall be given by (i) registered or certified mail, postage prepaid, (ii) confirmed facsimile transmission, (iii) confirmed electronic transmission or (iv) overnight delivery service, to each of the following securities depositories and information services or their successors, or such other depositories and/or information services as may hereafter be designated by the City:

Securities Depositories

(1) The Depository Trust Company
711 Stewart Avenue
Garden City, New York 11503
Facsimile transmission: (516) 227-4039
(516) 227-4190

(2) Midwest Securities Trust Company Capital
Structured-Call Notification
400 South LaSalle Street
Chicago, Illinois 60605
Facsimile transmission: (312) 663-2343

(3) Philadelphia Depository Trust Company
Reorganization Division
1900 Market Street
Philadelphia, Pennsylvania 19103
Facsimile transmission: (215) 596-5058

Information Services

(1) Financial Information, Inc.'s Financial
Daily Called Bond Service
30 Montgomery Street, 10th Floor
Jersey City, New Jersey 07302
Attention: Editor

(2) Interactive Data Corporation's Bond Service
22 Cortland Street
New York, New York 10007

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(3) Kenny Information Service's Called Bond Service
55 Broad Street, 28th Floor
New York, New York 10004

(4) Moody's Investor's Service
5250 77 Center Drive, Suite 150
Charlotte, North Carolina 28217
Attention: Call Bond Department

(5) Standard & Poor's Called Bond Record
25 Broadway, 3rd Floor
New York, New York 10004

(6) The Bond Buyer
One State Street Plaza
New York, New York 10004
Attention: Bond Notices

The notice or notices required for redemption shall be given by the Treasurer, or any agent appointed by the City. A certificate of the Treasurer or such other appointed agent of the City that notice of redemption has been given to the owner of any Bond in accordance with this Resolution shall be conclusive against all parties.

At the time the Treasurer or Controller determines to optionally call and redeem any of the Bonds, the Treasurer or his or her agent shall establish a Redemption Account to be described or known as the "General Obligation Bonds (Educational Facilities Bonds, 1997 - San Francisco Unified School District), Series 1998C Redemption Account" and prior to or on the redemption date there must be set aside in said Series 1998C Redemption Account moneys available for the purpose and sufficient to redeem as provided in this Resolution the Bonds designated in said notice of redemption. Said moneys must be set aside in said account solely for the purpose and shall be applied on or after the redemption date to payment for the Bonds to be redeemed upon presentation and surrender of such Bonds. Any interest due on or prior to the redemption date shall be paid from the Series 1998C Bond Account as provided in Section 8 hereof or from the Redemption Account. If, after all of the Bonds have been redeemed and canceled or paid and canceled, there are moneys remaining in said Series 1998C Redemption Account, said moneys shall be

transferred to the General Fund of the City provided, however, that if said moneys are part of the proceeds of refunding bonds, said moneys shall be transferred pursuant to the resolution authorizing such refunding bonds.

When notice of optional redemption has been given, substantially as provided herein, and when the amount necessary for the redemption of the Bonds called for redemption (principal and premium, if any) is set aside for that purpose in said Series 1998C Redemption Account, as provided herein, the Bonds designated for redemption shall become due and payable on the date fixed for redemption thereof, and upon presentation and surrender of said Bonds at the place specified in the notice of redemption, such Bonds shall be redeemed and paid at said redemption price out of said Series 1998C Redemption Account, no interest will accrue on such Bonds called for redemption after the redemption date and the registered owners of such Bonds shall look for payment of such Bonds only to said Series 1998C Redemption Account. All Bonds redeemed shall be canceled forthwith by the Treasurer and shall not be reissued.

The City shall have the right to rescind any optional redemption by written notice to the owner of any Bond previously called for redemption prior to the redemption date. Any notice of optional redemption shall be canceled and annulled if for any reason funds are not available on the date fixed for redemption of the payment in full of the Bonds then called for redemption. Notice of recision of redemption, whether resulting from the exercise of the City's discretion or from the unavailability of sufficient funds, shall be mailed in the same manner notice of redemption was originally provided. The actual receipt by the owner of any Bond of notice of such recision shall not be a condition precedent to recision, and failure to receive such notice or any defect in such notice shall not affect the validity of the recision.

Section 8. Bond Account. All taxes collected in connection with the issuance of the Bonds pursuant to the Authorizing Resolution and all interest earned on amounts on deposit in the Series 1998C Project Account Subaccount (as defined in Section 9) shall be deposited forthwith in a special bond interest and sinking account to be designated as the "General Obligation Bonds (Educational Facilities

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Bonds, 1997 - San Francisco Unified School District), Series 1998C Bond Account" (the "Series 1998C Bond Account"). Such account shall be kept separate and apart from all other accounts.

Section 9. Project Account Subaccount. All of the proceeds of the sale of the Bonds, excluding any premium and accrued interest received thereon, shall be deposited by the Treasurer in a subaccount created hereby (the "Series 1998C Project Account Subaccount") of that certain project account created by and administered pursuant to the Authorizing Resolution.

Section 10. Appointment of Depositories and Other Agents. The Treasurer is hereby authorized and directed to appoint one or more depositories as she may deem desirable. The City will not have any responsibility or obligation to any purchaser of a beneficial ownership interest in any Bonds or to any participants in such a depository with respect to (i) the accuracy of any records maintained by such securities depository or any participant therein; (ii) any notice that is permitted or required to be given to the owners of the Bonds under this Resolution; (iii) the selection by such securities depository or any participant therein of any person to receive payment in the event of a partial redemption of the Bonds; (iv) the payment by such securities depository or any participant therein of any amount with respect to the principal or redemption premium, if any, or interest due with respect to the Bonds; (v) any consent given or other action taken by such securities depository as the owner of the Bonds; or (vi) any other matter.

The Treasurer is hereby also authorized and directed to appoint one or more agents as she may deem necessary or desirable. To the extent permitted by applicable law and under the supervision of the Treasurer, such agents may serve as paying agent, fiscal agent, or escrow agent or registrar for the Bonds or may assist the Treasurer in performing any or all of such functions and such other duties as the Treasurer shall determine. Such agents shall serve under such terms and conditions as the Treasurer shall determine. The Treasurer may remove or replace agents appointed pursuant to this paragraph at any time.

Section 11. Defeasance Provisions. Payment of all or any portion of the Bonds may be provided for prior to maturity by irrevocably depositing with the Treasurer (or any commercial bank or trust company designated by the Treasurer to act as escrow agent with respect thereto):

(a) An amount of cash equal to the principal amount of all of such Bonds or portion thereof, and all unpaid interest thereon to maturity, except that in the case of Bonds which are to be redeemed prior to maturity and in respect of which notice of such redemption shall have been given as provided in Section 7 hereof or an irrevocable election to give such notice shall have been made by the City, the amount to be deposited shall be the principal amount thereof, all unpaid interest thereon to the redemption date, and any premium due on such redemption date; or

(b) Defeasance Securities (as herein defined) not subject to call, maturing and paying interest at such times and in such amounts, together with cash, if required, as will, without reinvestment, as certified by an independent certified public accountant, be fully sufficient to pay the principal and all unpaid interest to maturity, or to the redemption date, as the case may be, and any premium due, on the Bonds to be paid or redeemed, as such principal and interest come due; provided, that, in the case of the Bonds which are to be redeemed prior to maturity, notice of such redemption shall be given as provided in Section 7 hereof or an irrevocable election to give such notice shall have been made by the City;

then, all obligations of the City with respect to said outstanding Bonds shall cease and terminate, except only the obligation of the City to pay or cause to be paid from the funds deposited pursuant to paragraphs (a) or (b) of this Section 11, to the owners of said Bonds all sums due with respect thereto; provided, that the City shall have received an opinion of nationally recognized bond counsel, that provision for the payment of said Bonds has been made in accordance with this Section 11.

For purpose of this Section 11, "Defeasance Securities" shall mean any of the following which at the time are legal investments under the laws of the State of California for the moneys proposed to be invested therein:

(1) United States Obligations (as herein defined); and

(2) Pre-refunded fixed interest rate municipal obligations meeting the following conditions: (a) the municipal obligations are not subject to redemption prior to maturity, or the

trustee has been given irrevocable instructions concerning their calling and redemption and the issuer has covenanted not to redeem such obligations other than as set forth in such instructions; (b) the municipal obligations are secured by cash and/or United States Obligations; (c) the principal of and interest on the United States Obligations (plus any cash in the escrow fund) are sufficient to meet the liabilities of the municipal obligations; (d) the United States Obligations serving as security for the municipal obligations are held by an escrow agent or trustee; (e) the United States Obligations are not available to satisfy any other claims, including those against the trustee or escrow agent; and (f) the municipal obligations are rated "AAA" by S&P and "Aaa" by Moody's.

For purposes of this Section 11, "United States Obligations" shall mean direct and general obligations of the United States of America, or obligations that are unconditionally guaranteed as to principal and interest by the United States of America, including without limitation, the interest component of Resolution Funding Corporation (REFCORP) bonds which have been stripped by request to the Federal Reserve Bank of New York in book-entry form.

Section 12. Official Notice of Sale. The form of proposed Official Notice of Sale inviting bids for the Bonds (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-9 and which is hereby declared to be a part of this Resolution as if fully set forth herein), is hereby approved and adopted as the Official Notice of Sale inviting bids for the Bonds with such changes, additions and completions as may be made in accordance with Section 18 hereof. The Clerk of the Board of Supervisors is hereby authorized and directed to cause the Official Notice of Sale to be published once, no later than five (5) days before the initial sale date of the Bonds as designated by the Director of Public Finance, and thereafter as may be necessary or desirable, in a newspaper published and circulated in the City or such other newspaper as the City may designate.

The Director of Public Finance is hereby authorized and directed to determine a date for the sale of the Bonds, and the Finance Committee of the Board of Supervisors is hereby authorized to award the

Bonds to the bidder whose bid represents the lowest true interest cost to the City, all in accordance with the procedures described in the Notice of Sale. Sealed proposals shall be received by the Clerk of the Board of Supervisors on the sale date designated by the Director of Public Finance. The Director of Public Finance is hereby authorized and directed to cause to be mailed to prospective bidders for the Bonds copies of said Official Notice of Sale, subject to such corrections, revisions or additions as may be acceptable to the Director of Public Finance.

Section 13. Publication of Notice of Intention to Sell Bonds. The form of proposed Notice of Intention to Sell Bonds (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-9 and which is hereby declared to be a part of this Resolution as if fully set forth herein), is hereby approved and adopted as the Notice of Intention to Sell Bonds, and the Clerk of the Board of Supervisors is hereby authorized and directed to cause said Notice of Intention to Sell Bonds, subject to such corrections, revisions or additions as may be made in accordance with Section 18 hereof, to be published once at least fifteen (15) days before the date of sale in The Bond Buyer, or a financial publication generally circulated throughout the State of California.

Section 14. Receipt of Bids. This Board of Supervisors hereby authorizes the receipt of bids for the purchase of not to exceed $47,000,000 principal amount of bonds to be designated as "City and County of San Francisco General Obligation Bonds (Educational Facilities Bonds, 1997 - San Francisco Unified School District), Series 1998C" on the date determined in accordance with the Official Notice of Sale herein referenced, at 8:30 a.m., by the Clerk of the Board of Supervisors, 401 Van Ness Avenue, Room 304, San Francisco, California 94102.

Section 15. Official Statement. The form of proposed Official Statement describing the Bonds (the "Official Statement") (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-9 and which is hereby declared to be a part of this Resolution as if fully set forth herein) submitted to the Board of Supervisors is hereby approved and adopted as the Official Statement describing the Bonds, with such additions, corrections and revisions as may be determined to be necessary or

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desirable made in accordance with Section 18 hereof. The Controller of the City (the "Controller") is hereby authorized to cause the distribution of a Preliminary Official Statement deemed final for purposes of Rule 15c2-12 of the Securities Exchange Act of 1934, as amended, and to sign a certificate to that effect. The Controller is further hereby authorized and directed to sign the final Official Statement. The Director of Public Finance is hereby authorized and directed to cause to be printed and mailed to prospective bidders for the Bonds copies of the Official Statement in substantially the form of the Preliminary Official Statement approved and adopted hereby, as supplemented, corrected or revised.

Section 16. Tax Covenant. (a) The City hereby covenants that the City will not make any use of the proceeds of the Bonds or any other funds of the City which would cause the Bonds to be: (i) "arbitrage bonds," the interest on which will be subject to inclusion in gross income for purposes of federal income taxation by reason of Section 148 of the Internal Revenue Code of 1986, as amended (herein called the "Code"); (ii) "private activity bonds," the interest on which will be subject to inclusion in gross income for purposes of federal income taxation by reason of Section 141(a) of the Code; or, (iii) obligations the interest on which will be subject to inclusion in gross income for purposes of federal income taxation because they are "federally guaranteed" as provided in Section 149(b) of the Code; and to that end the City, with respect to the proceeds of the Bonds, will comply with all requirements of such sections of the Code and all regulations of the United States Department of Treasury issued thereunder to the extent that such requirements are, at the time, applicable and in effect, and will comply with the provisions of the Tax and Non-Arbitrage Certificate to be entered into by the City, dated the date of issuance of the Bonds, as originally executed and as it may be amended from time to time (herein called the "Tax Certificate").

(b) In furtherance of the covenants of the City set forth above, this Board of Supervisors will cause the Controller and the Treasurer and all other appropriate City officials to comply with the Tax Certificate.

Section 17. Continuing Disclosure Certificate. The form of Continuing Disclosure Certificate intended to permit the original purchasers of the Bonds to comply with Securities and Exchange

Commission Rule 15c2-12 promulgated under the Securities Exchange Act of 1934, as amended (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-9 and which is hereby declared to be a part of this Resolution as if fully set forth herein) submitted to the Board of Supervisors is hereby approved and adopted as the Continuing Disclosure Certificate, with such additions, corrections and revisions as may be determined to be necessary or desirable made in accordance with Section 18 hereof. The Controller is hereby authorized and directed to enter into the Continuing Disclosure Certificate on behalf of the City.

Section 18. Modification to Documents. Any City official authorized by this Resolution to execute any document is hereby further authorized, in consultation with the City Attorney, to approve and make such changes, additions, amendments or modifications to the document or documents such official is authorized to execute as may be necessary or advisable (provided that such changes, additions, amendments or modifications shall not authorize an aggregate principal amount of Series 1998C Bonds in excess of $47,000,000). The approval of any change, addition, amendment or modification to any of the aforementioned documents shall be evidenced conclusively by the execution and delivery of the document in question.

Section 19. Ratification. All actions heretofore taken by officials, employees and agents of the City with respect to the sale and issuance of the Bonds are hereby approved, confirmed and ratified.

Section 20. Relationship to Authorizing Resolutions. In the event of any conflict between this Resolution and the Authorizing Resolution, the terms of this Resolution shall control.

Section 21. Reimbursement. The City hereby declares its official intent to reimburse prior expenditures of the San Francisco Unified School District for expenditures incurred in connection with the projects to be financed by the Bonds prior to the issuance and sale of the Bonds.

Section 22. General Authority. The Clerk of the Board of Supervisors, the Finance Committee of the Board of Supervisors, the Mayor, the Treasurer, the Director of Public Finance, the City Attorney and the Controller are each hereby authorized and directed in the name and on behalf of the City to take any

and all steps and to issue and deliver any and all certificates, requisitions, agreements, notices, consents, and other documents, including but not limited to letters of representations to any depository or depositories which they or any of them might deem necessary or appropriate in order to consummate the lawful issuance, sale and delivery of the Bonds.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: Michelle W. Sexton
MICHELLE W. SEXTON
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng Yaki Yee

Absent: Supervisors Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0236

MAR 13 1998
Date Approved

Mayor

DOCUMENTS DEPT.
MAR 26 1998
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FILE NO. 98-0276

RESOLUTION NO. 150-98

[Acceptance of grant funds]

AUTHORIZING THE DIRECTOR OF ADMINISTRATIVE SERVICES TO ACCEPT AND EXPEND $286,220 FROM THE TRANSPORTATION FUND FOR CLEAN AIR FOR ALTERNATIVE FUEL VEHICLES; AND AUTHORIZING THE DIRECTOR OF ADMINISTRATIVE SERVICES TO EXECUTE AN AGREEMENT WITH THE BAY AREA AIR QUALITY MANAGEMENT DISTRICT WHEREBY THE CITY WOULD INDEMNIFY THE DISTRICT FROM CLAIMS RESULTING FROM THE CITY'S PERFORMANCE OF SAID AGREEMENT.

WHEREAS, the Board of Supervisors has previously approved Resolution No. 450-97, authorizing the City Administrator to apply for funds from the Transportation Fund for Clean Air; and

WHEREAS, the Bay Area Air Quality Management District ("District") has approved $286,220 from the Transportation Fund for Clean Air, for the Department of Administrative Services to implement an alternative fuel vehicle project; and

WHEREAS, the District requires that the City enter into a funding agreement in order to receive the funds to be used for this project; and

WHEREAS, the District requires that the City shall indemnify and hold harmless the Air District, its officers, employees, agents, representatives, and successors-in-interest against any and all claims, suits, or actions resulting from the performance by the City of its duties under the agreement; now, therefore be it

RESOLVED, that this Board of Supervisors hereby authorizes the Director of Administrative Services to accept and expend $286,220 from the Transportation Fund for Clean Air; and be it

FURTHER RESOLVED, that this Board of Supervisors hereby authorizes the Director of Administrative Services to enter into an agreement with the Bay Area Air Quality Management District, which agreement may provide for the City to indemnify and hold harmless the Air District, its officers, employees, agents, representatives, and successors-in-interest against any and all claims, suits, or actions resulting from the performance by the City of its duties under the agreement.

Willie L. Brown, Jr.
Mayor

Harrington
Controller

Steve Nelson
Director of Administrative Services

DEPARTMENT OF ADMINISTRATIVE SERVICES

Supervisors Ammiano, Bierman

BOARD OF SUPERVISORS

Supervisors Ammiano, Bierman

BOARD OF SUPERVISORS

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cc

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0276

MAR 13 1998
Date Approved

Mayor

FILE NO. 98-0296 RESOLUTION NO. 151-98

[Chinatown Health Day]

COMMENDING THE CARING FOR ASIAN CHILDREN COLLABORATIVE/ASIAN WOMEN'S RESOURCE CENTER, THE CHINESE COMMUNITY HEALTH EDUCATION COUNCIL, NICOS CHINESE HEALTH COALITION, AND SELF HELP FOR THE ELDERLY FOR THEIR EFFORT TO BRING HEALTH INFORMATION AND SERVICES TO SAN FRANCISCO RESIDENTS AND DECLARING MARCH 7, 1998 AS "CHINATOWN HEALTH DAY" IN SAN FRANCISCO.

WHEREAS, The NICOS Chinese Community Health Study (completed in December, 1997) indicated that Chinese Americans who are low-income, limited English proficient, and/or non-citizen suffer significantly more health problems, have greater barriers to accessing health services, and tend not to practice preventative care; and,

WHEREAS, The Caring for Asian Children Collaborative/Asian Women's Resource Center, the Chinese Community Health Education Council, NICOS Chinese Health Coalition, and Self Help for the Elderly are sponsoring the 1998 Chinatown Community Health Fair (CCHF); and,

WHEREAS, The 1998 Chinatown Community Health Fair is the third annual Community Health Fair in Chinatown, and

WHEREAS, The goal of the fair is to promote health, safety, and wellness among the Chinese American community; and,

WHEREAS, Over 40 community-based organizations, schools, hospitals, public health centers, health plans, businesses and student groups will participate in this year's fair; and,

WHEREAS, Over 800 economically and socially disadvantage San Francisco residents is anticipated to receive free health screenings, and health information; and,

WHEREAS, The 1998 Chinatown Community Health Fair will be held on March 7, 1998 at three locations: Chinatown Beacon Center, Lady Shaw Senior Center, and the Chinatown Public Health Center; now, therefore, be it

RESOLVED, That Board of Supervisors of the City and County of San Francisco commends the Caring for Asian Children Collaborative/Asian Women's Resource Center, the Chinese Community Health Education Council, NICOS Chinese Health Coalition, and Self Help for the Elderly for their effort to bring health information and services to San Francisco residents ; and be it

FURTHER RESOLVED, That Board of Supervisors of the City and County of San Francisco declares March 7, 1998 as "Chinatown Health Day" in San Francisco.

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Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom
Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0296

MAR 13 1998
Date Approved

Mayor

FILE NO. 98-0297 RESOLUTION NO. 152-98

[Commending Chinese Progressive Association]

COMMENDING THE CHINESE PROGRESSIVE ASSOCIATION FOR ITS OUTSTANDING CONTRIBUTIONS TO THE SAN FRANCISCO CHINESE AMERICAN COMMUNITY AND CONGRATULATING THE CHINESE PROGRESSIVE ASSOCIATION FOR ITS 25TH ANNIVERSARY AND DECLARING FEBRUARY 28, 1998 AS "CHINESE PROGRESSIVE ASSOCIATION DAY" IN SAN FRANCISCO.

WHEREAS, On February 28, 1998, the Chinese Progressive Association is celebrating its 25th Anniversary; and,

WHEREAS, For the past twenty-five years, the Chinese Progressive Association has worked to empower the local Chinese American community and promote justice and equality for all people; and,

WHEREAS, The Chinese Progressive Association was founded on the belief that change and progress are possible if ordinary community members are given the opportunity to shape their own destinies; and,

WHEREAS, The Chinese Progressive Association has provided to the Chinese American community many valuable services including youth and women's leadership programs, English and citizenship classes and community organizing campaigns for immigrant rights, environmental justice and tobacco industry control; and,

WHEREAS, Some of the Chinese Progressive Association's recent accomplishments include bringing recycling services to Chinatown, fostering collaboration between immigrant Chinese and Latina women, and eliminating tobacco promotional merchandise from the San Francisco public schools; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the Chinese Progressive Association for its outstanding contributions to the San Francisco Chinese American community; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco congratulates the Chinese Progressive Association for its 25th Anniversary; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares February 28, 1998 as "Chinese Progressive Association Day" in San Francisco.

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Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom
Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0297

MAR 1 3 1998
Date Approved

Mayor

Amendment of a Whole BOS
3/2/98

FILE NO. 98-0298

RESOLUTION NO. 153-98

[Commending Carl Woo]

COMMENDING CARL WOO FOR HIS DISTINGUISHED SERVICES TO THE CHINESE AMERICAN COMMUNITY AND CONGRATULATING CARL WOO FOR BEING NAMED ONE OF THE TEN MOST INFLUENTIAL PERSONS IN THE BAY AREA AND DECLARING FEBRUARY 20, 1998 AS "CARL WOO DAY" IN SAN FRANCISCO.

WHEREAS, Carl Woo was named one of the Ten Most Influential Persons In the Bay Area of 1997 by the World Journal; and,

WHEREAS, Carl Woo was the first and only Taiwan born presiding President of the Chinese Consolidated Benevolent Association's century old history; and,

WHEREAS, Carl Woo has served the Chinese American community with distinction:

Past Presiding President, Chinese Consolidated Benevolent Association;

Corps of Presidents, Chinese Consolidated Benevolent Association;

President, Hop Wo Benevolent Association;

Past President and current Advisor, Woo Family Welfare Association;

President, Queng Fook Ton Association;

Vice President, Chinese Cemetery Association

English Secretary, Gee How Oak Tin Association Headquarters;

Past President, Advisor, Chinese Culture Club, City College of San Francisco;

[SUPERVISORS TENG], BIERMAN, BROWN, KATZ
BOARD OF SUPERVISORS

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Advisor, Bay Area Chinese Students Association; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Carl Woo for his distinguished services to the Chinese American community; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco congratulates Carl Woo for being named one of the Ten Most Influential Persons in the Bay Area; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares February 20, 1998 as "Carl Woo Day" in San Francisco.

[SUPERVISOR TENG]
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom
Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0298

MAR 1 3 1998
Date Approved

Mayor

FILE NO. 98-0299 RESOLUTION NO. 154-98

{Commending Susheel Bibbs}

COMMENDING SUSHEEL BIBBS, FOR HER PERFORMING AND LITERAY WORK DEPICTING THE LIFE OF MARY ELLEN PLEASANT.

WHEREAS, Susheel Bibbs has produced a biographical exhibition of Mary Ellen Pleasant, a woman known to be the Mother of Civil Rights in California; and,

WHEREAS, Susheel Bibbs is the world's foremost authority on Mary Ellen Pleasant's life, and is the author of a forthcoming biography on Mary Ellen Pleasant - a woman who arrived in San Francisco to escape persecution as a slave stealer during the height of the gold rush era; and,

WHEREAS, Susheel Bibbs has written, produced, and stared in dramatic and musical productions that depict the life of Mary Ellen Pleasant, a woman who led the struggle for equal opportunity in California, covertly riding into fields to rescue escaped slaves, securing hideouts, jobs, and funds to keep every slave out of California and ex-slaves in, and;

WHEREAS, Susheel Bibbs is the winner of a national Emmy and a member of the touring roster for the California Arts Council, her credits include appearances with the Opera Company of Boston and many concert series and orchestras in the United States, Europe, and Asia; and,

WHEREAS, Susheel Bibbs' original research and her attainment of lost memoirs and letters, have allowed her to put the life of Mary Ellen Pleasant in words, and;

Supervisors Brown, Bierman, Katz

BOARD OF SUPERVISORS

WHEREAS, Susheel Bibbs presents workshops on historical enactments, lectures, and dramatizations on Mary Ellen Pleasant, and guest curates exhibits on her behalf; and, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation to Susheel Bibbs for exemplifying how a life spent in the service to others cannot only touch countless individuals but create memories which transcend time.

Supervisors Amos Brown, Bierman

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Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom
Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0299

MAR 13 1998
Date Approved

Mayor

FILE NO. 98-0300

Amendment of the Whole BOS
3/2/98

RESOLUTION NO. 155-98

CELEBRATING THE LIFE OF VARIAN FRY, A MAN WHO RISKED HIS LIFE TO SAVE NEARLY 2000 PEOPLE INCLUDING JEWISH ARTISTS, MUSICIANS, INTELLECTUALS, AND POLITICAL REFUGEES ((PROMINENT INTELLECTUAL REFUGEES, INCLUDING MANY JEWS,)) FROM THE NAZI REGIME DURING WORLD WAR II, AND DECLARING MARCH 8, 1998 AS VARIAN FRY DAY IN SAN FRANCISCO.

WHEREAS, Varian Fry, a stockbroker's son, was raised in Ridgewood, New Jersey and eventually attended Harvard University where he received a degree in the classics; and

WHEREAS, He tried out international studies at Columbia and then established himself as a writer in New York, editing *The Living Age*, a monthly publication of foreign-press reprints; and

WHEREAS, This position required Fry to visit Berlin in 1935, where at the age of 27, he saw Nazis beating up Jews and forcing German intellectuals to flee for their lives; and

WHEREAS, As Hitler's armies surged through Europe, many of the Nazis' victims continued to flee; and

WHEREAS, When France collapsed in 1940 many people were trapped on the Mediterranean coast around Marseilles, a region that Hitler consigned to a collaborationist French regime headquartered at Vichy; and

SUPERVISOR KAUFMAN, KATZ, BIERMAN

BOARD OF SUPERVISORS

WHEREAS, The armistice required that regime to surrender on demand whomever the Nazis claimed as an enemy or a fugitive; and

WHEREAS, Varian Fry and a few alert New Yorkers read that news as a death warrant for many of Europe's finest talents; and

WHEREAS, They formed an Emergency Rescue Committee and gathered a list of 200 prominent anti-Nazis known to be at risk in Vichy, France including writers, artists, musicians, and Nobel scientists; and

WHEREAS, After failing to find anyone to seek out the refugees, Varian Fry offered to spend his vacation in Marseilles, posing as a YMCA relief worker; and

WHEREAS, Fry's month abroad became a year, as he operated a welfare agency by day and an underground railroad by night, defying the laws of many nations and the hostility of both American and French authorities in order to locate "clients," to relieve their hunger and fear, to give them disguises and phony passports, identity cards and exit and entry visas; and

WHEREAS, Despite some tragic failures, Fry arranged the escape of many of the 200 refugees on his original list, plus nearly 2000 others, and carried on even after the American embassy confiscated his passport until the French expelled him for the crime of protecting the Jews and the anti-Nazis, and

WHEREAS, Upon Fry's return to America he wrote angrily and passionately about this country's indifference to the victims of the Nazi regime,

SUPERVISOR KAUFMAN

BOARD OF SUPERVISORS

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however, Americans were tired of war and paid little attention to the excited reviews of his book, published in 1945; and

WHEREAS, Fry was the subject of an exhibit at the United States Holocaust Memorial Museum in Washington D.C. entitled *Assignment: Rescue,* in which Fry's passage from innocence to disillusionment was re-enacted; and

WHEREAS, Israel's Yad Vashem memorial honored Fry as one of its "Righteous Among the Nations," the first American to be included among the non-Jews so celebrated for risking their lives to save Jews from the gas chambers; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco celebrates the life of Varian Fry, a man who risked his life to save nearly 2000 people including Jewish artists, musicians, intellectuals, and political refugees ((prominent intellectual refugees, including many Jews,)) from the Nazi regime during World War II, and be it

FURTHER RESOLVED, That March 8, 1998 be declared as Varian Fry Day in San Francisco.

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0300

MAR 13 1998
Date Approved

Mayor

FILE NO. 98-0302 RESOLUTION NO. 156-98

[Supporting AB 2411]

SUPPORTING AB 2411 TO IMPROVE THE EFFECTIVENESS OF RED LIGHT CAMERAS BY MAKING THE REGISTERED OWNER OF A CAR LIABLE FOR ANY RED LIGHT VIOLATION CAUGHT ON CAMERA WHETHER OR NOT THE DRIVER IS RECOGNIZED AND THANKING ASSEMBLYMEMBER KEVIN SHELLEY FOR SPONSORING THIS LEGISLATION.

WHEREAS, According to the California Highway Patrol, 214 persons were killed and more than 32,000 persons were injured in collisions caused by drivers running red lights or stop signs in California during 1996; and,

WHEREAS, Red light photo enforcement has proven to be an effective method of enforcement by reducing the rate of red light running at photo enforced intersections by 40%; and,

WHEREAS, This enforcement mechanism is compromised by the fact that approximately 75 - 80% of violators escape punishment because the car caught on camera is missing a front plate or because the driver cannot be identified; and,

WHEREAS, The San Francisco Board of Supervisors, by unanimously supported resolution, number 1121-97, urged our state legislature to enact enabling legislation to address this defect in enforcement capabilities by allowing municipalities to classify as a non-moving violation the offense of running a red light when the ticket is issued as a result of a camera identifying the car but not the driver; and,

WHEREAS, AB 2411 would make the registered owner of a car liable for any red light violation, but would excuse the owner if s/he requested that the actual driver be prosecuted and the driver was convicted of the offense; and,

WHEREAS, This change in the law would also allow photographs of the vehicle to be taken from the rear, therefore solving the problem of missing front plates; now, therefore, be it

RESOLVED, That the City and County of San Francisco does hereby support AB 2411; and, be it

SUPERVISORS:
GAVIN NEWSOM, KATZ, BIERMAN, TENG, AMMIANO, KAUFMAN, BROWN

FURTHER RESOLVED, That the City and County of San Francisco thanks Assemblymember Kevin Shelley for sponsoring this bill; and be it

FURTHER RESOLVED, That a copy of this resolution shall be sent to Assemblymember Kevin Shelley.

GAVIN NEWSOM, KATZ, BIERMAN, TENG, AMMIANO, KAUFMAN

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Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom
Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0302

MAR 13 1998
Date Approved

Mayor

FILE NO. 98-0303 RESOLUTION NO. 157-98

[Supporting AB 1999]

SUPPORTING CALIFORNIA ASSEMBLY BILL 1999 WHICH PROTECTS THE HUMAN RIGHTS OF TRANSGENDERED PERSONS, AND URGING THAT SAN FRANCISCO'S STATE ELECTED OFFICIALS, AND LOBBYISTS SUPPORT AND LOBBY ON BEHALF OF THIS LEGISLATION.

WHEREAS, There is a pervasive problem of hate crimes perpetuated against transgendered persons; and

WHEREAS, Hate crimes against transgendered persons are grossly underreported; and

WHEREAS, Many transgendered persons express fear and reluctance to report incidents of hate crimes to authorities; and

WHEREAS, Statewide, most district attorney's refuse to prosecute hate crimes against transgendered persons; and

WHEREAS, San Francisco has taken the lead in protecting the human rights of transgendered persons; now therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco express its string support of AB 1999, a bill that amends State hate crimes law to add gender identity; and be it further

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the City lobbyists and San Francisco's State elected officials to lobby on behalf of AB 1999.

SUPERVISOR AMMIANO Bierman Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0303

MAR 13 1998
Date Approved

Mayor

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FILE NO. 98-0304 RESOLUTION NO. 158-98

[Supporting AB 3037]

SUPPORTING AB 3037, WHICH AMENDED LABOR CODE 6404.5 TO CREATE SMOKE-FREE WORKSITES, INCLUDING BARS AND RESTAURANTS.

WHEREAS, Secondhand smoke is the third leading cause of preventable death - after active smoking and alcohol - killing 53,000 people per year; and,

WHEREAS, The U.S. Environmental Protection Agency has classified secondhand smoke as a Group A carcinogen - a toxic substance known to cause cancer in humans to which there is no safe level of exposure; and,

WHEREAS, Secondhand smoke exposure is causally linked to lung cancer, nasal sinus cancer, heart disease deaths and chronic coronary heart disease; and,

WHEREAS, Smoke from the tip of a cigarette has twenty times more carcinogens than the smoke inhaled by a smoker; and,

WHEREAS, Working a shift in a smoky bar is equivalent to actively smoking nearly a pack of cigarettes per day; and,

WHEREAS, According to a study published by the Journal of the American Medical Association, California waitresses die from higher rates of lung and heart disease than any other female occupational group; and,

WHEREAS, Bar workers involuntarily inhale ammonia, arsenic, carbon monoxide, formaldehyde and cyanide - all ingredients in secondhand smoke; and,

WHEREAS, The San Francisco Board of Supervisors has been a leading voice in protecting the health of employees in San Francisco by creating smoke-free worksites in 1994 before State law created smoke-free workplaces; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors supports full implementation of AB 3037 which gives the same health protection to bar employees that the rest of California's workforce has had for the past three years by recognizing bars as worksites; and, be it

FURTHER RESOLVED, That the San Francisco Board of Supervisors opposes AB 297 which would take away the health protections given bar workers on January 1, 1998 and continue to allow them to be exposed to a known carcinogen; and, be it

FURTHER RESOLVED, That the Clerk of the Board forward a copy of this resolution to all State representatives in the Assembly and Senate.

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Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Teng
Yaki Yee

Excused: Supervisor Newsom

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0304

MAR 1 3 1998
Date Approved

Mayor

FILE NO. 98-0307 RESOLUTION NO. 159-98

[Neighborhood Community Homeless Projects]

URGING THE MAYORS OFFICE OF HOMELESSNESS TO DEVELOP NEIGHBORHOOD SPECIFIC PROGRAMS FOR IT'S HOMELESS POPULATIONS.

WHEREAS, The homeless situation in the City and County of San Francisco has reached a crisis level with a lack of affordable decent housing and further, their are no beds available in the shelters. In many neighborhoods, the homeless are camping out anywhere they can find a place out of the rain and wind; and

WHEREAS, Supervisor Ammiano along with the Castro Area Planing Association, Merchants of Upper Market, the Coalition on the Homelessness, The Harvey Milk Civil Rights Academy, Metropolitan Community Church and the residents of the Castro have been meeting regularly for nine months to develop specific responses to the issues of homeless, hunger and poverty in the Castro neighborhood; and

WHEREAS, Representatives from the Mayors Office of Homelessness, The Police Department, Department of Public Works, The Department of Human Services, The Department of Public Health, Recreation and Park, the San Francisco Unified School District and various organizations have been working in conjunction with the Castro Response Project to offer, suggestions, services and resources to help lessen the burden on the homelessness, hunger and poverty in the neighborhood; and

WHEREAS, Other neighborhoods, such as the Richmond, The Haight and North Beach have expressed an interest into the specifics of what the Castro has developed as a model for their neighborhood; and therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco requests that the Mayors Office of Homelessness work with the interested neighborhoods and all pertinent city departments to create an outreach mechanism to plan for the provision of services and workfare opportunities in care of the neighborhood.

SUPERVISOR AMMIANO, BIERMAN, BROWN, KATZ

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0307

MAR 13 1998
Date Approved

Mayor

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FILE NO. 98-0308 RESOLUTION NO. 160-98

[ABAG General Assembly Annual Meeting]

APPOINTING SUPERVISOR LESLIE KATZ AS THE VOTING DELEGATE REPRESENTING THE CITY AND COUNTY OF SAN FRANCISCO AT THE APRIL 17, 1998, ANNUAL MEETING OF THE GENERAL ASSEMBLY OF THE ASSOCIATION OF BAY AREA GOVERNMENTS.

WHEREAS, The annual meeting of the General Assembly of the Association of Bay Area Governments is scheduled for April 17, 1998; and,

WHEREAS, The General Assembly reviews and approves the budget and work plan for the next fiscal year at its annual meeting; and

WHEREAS, The Board of Supervisors' delegate position to the General Assembly is vacant, and the alternate delegates are not available to attend the General Assembly meeting on April 17, 1998; and

WHEREAS, It is important that the City and County of San Francisco be represented at the General Assembly meeting; and

WHEREAS, Supervisor Leslie Katz is available to attend the General Assembly meeting; now, therefore, be it

RESOLVED, That Supervisor Katz is appointed as the voting delegate representing the City and County of San Francisco at the General Assembly meeting on April 17,1998.

Supervisor Barbara Kaufman, Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-0308

MAR 13 1998
Date Approved

Mayor

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FILE NO. 98-0324 RESOLUTION NO. 161-98

[Supporting AB 3037 and opposing AB 297]

SUPPORTING AB 3037, WHICH AMENDED LABOR CODE 6404.5 TO CREATE SMOKE-FREE WORKSITES, INCLUDING BARS AND RESTAURANTS, AND OPPOSING AB 297 WHICH WOULD TAKE AWAY HEALTH PROTECTION FOR BAR WORKERS.

WHEREAS, Secondhand smoke is the third leading cause of preventable death - after active smoking and alcohol - killing 53,000 people per year; and,

WHEREAS, The U.S. Environmental Protection Agency has classified secondhand smoke as a Group A carcinogen - a toxic substance known to cause cancer in humans to which there is no safe level of exposure; and,

WHEREAS, Secondhand smoke exposure is causally linked to lung cancer, nasal sinus cancer, heart disease deaths and chronic coronary heart disease; and,

WHEREAS, Smoke from the tip of a cigarette has twenty times more carcinogens than the smoke inhaled by a smoker; and,

WHEREAS, Working a shift in a smoky bar is equivalent to - actively smoking nearly a pack of cigarettes per day; and,

WHEREAS, According to a study published by the Journal of the American Medical Association, California waitresses die from higher rates of lung and heart disease than any other female occupational group; and,

WHEREAS, Bar workers involuntarily inhale ammonia, arsenic, carbon monoxide, formaldehyde and cyanide - all ingredients in secondhand smoke; and,

WHEREAS, The San Francisco Board of Supervisors has been a leading voice in protecting the health of employees in San Francisco by creating smoke-free worksites in 1994 before State law created smoke-free workplaces; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors supports full implementation of AB 3037 which gives the same health protection to bar employees that the rest of California's workforce has had for the past three years by recognizing bars as worksites; and, be it

FURTHER RESOLVED, That the San Francisco Board of Supervisors opposes AB 297 which would take away the health protections given bar workers on January 1, 1998 and continue to allow them to be exposed to a known carcinogen; and, be it

FURTHER RESOLVED, That the Clerk of the Board forward a copy of this resolution to all State representatives in the Assembly and Senate.

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Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Teng
Yaki Yee

Excused: Supervisor Newsom

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0324

MAR 13 1998
Date Approved

Mayor

FILE NO. 98-0325 RESOLUTION NO. 162-98

[James C. Hormel]

ENDORSING PRESIDENT CLINTON'S NOMINATION OF JAMES C. HORMEL TO THE POST OF AMBASSADOR TO LUXEMBOURG AND URGING SENATE MAJORITY LEADER TRENT LOTT TO BRING HIS NOMINATION TO THE SENATE FLOOR FOR A FULL VOTE.

WHEREAS, James C. Hormel was nominated by President Bill Clinton for a post as Ambassador to Luxembourg; and,

WHEREAS, James C. Hormel, the grandson of the founder of Hormel Food Company, is an openly gay philanthropist; and,

WHEREAS, Mr. Hormel donates a quarter of his annual income to worthwhile local and national charities; and,

WHEREAS, Mr. Hormel donated $500,000 to the San Francisco Public Library, which opened in April, 1996; and,

WHEREAS, Mr. Hormel recently donated $600,000 to the American Civil Liberties Union; and,

WHEREAS, James C. Hormel has many community affiliations with the City and County of San Francisco including membership on the boards of the San Francisco Symphony, the San Francisco Chamber of Commerce, and past affiliations with KQED Public Television, San Francisco Performing Arts Library and Museum, San Francisco Chamber Orchestra, 18th Street Services (now New Leaf), Bay Vision 2020 and Henry Ohloff House; and,

WHEREAS, Mr. Hormel has been an alternate United States delegate to the United Nations General Assembly and a delegate to the United Nations Human Rights Commission in Geneva; and,

WHEREAS, On October 3, 1997, Luxembourg officially endorsed President Clinton's nomination of Mr. Hormel; and,

SUPERVISORS:
GAVIN NEWSOM, LESLIE KATZ, TOM AMMIANO, SUE BIERMAN, AMOS BROWN, BARBARA KAUFMAN, JOSE MEDINA, MABEL TENG, MICHAEL YAKI, LELAND YEE

WHEREAS, Mr. Hormel's appointment was approved by the Senate Foreign Relations Committee in November, 1997; and,

WHEREAS, Mr. Hormel's appointment is being held up by two Republican Senators, Tim Hutchinson and James Inhofe, solely on the basis of his activism on behalf of Gay Rights; and,

WHEREAS, Mr. Hormel's appointment has been indefinitely delayed on this basis; and,

WHEREAS, Senate Majority Leader Trent Lott has the authority to bring the matter before the Senate for a full vote; and,

WHEREAS, Mr. Hormel's educational and business background, as well as, his history of commitment to public service, strongly supports his candidacy for Ambassador to Luxembourg; now, therefore, be it

RESOLVED, That the City and County of San Francisco endorses President Clinton's nomination of James C. Hormel to the position of Ambassador to Luxembourg; and, be it

FURTHER RESOLVED, That the City and County of San Francisco urges Senate Majority Leader Trent Lott to bring Mr. Hormel's nomination to the Senate floor for a full vote; and, be it

FURTHER RESOLVED, That a copy of this resolution be sent to Senate Majority Leader Trent Lott.

GAVIN NEWSOM, LESLIE KATZ, TOM AMMIANO, SUE BIERMAN, AMOS BROWN, BARBARA KAUFMAN, JOSE MEDINA, MABEL TENG, MICHAEL YAKI, LELAND YEE

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Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom
Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0325

MAR 1 3 1998
Date Approved

Mayor

FILE NO. 98-0305 RESOLUTION NO. 163-98

[Red Light Money Allocation]

EXPRESSING A POLICY TO ALLOCATE SHARES OF THE MONEY FROM THE TRAFFIC SAFETY ACCOUNT SET UP BY THE CONTROLLER TO TRACK AND CONTAIN REVENUE FROM THE SHELLEY BILL.

WHEREAS, Red light violations cause approximately 800 reported accidents with 1300 injuries annually in San Francisco; and,

WHEREAS, The Shelley Bill, AB1191, nearly doubled the cost of red light running, setting the cost of a violation at $271; and,

WHEREAS, On December 2, 1997, the Parking and Traffic Commission approved a supplemental appropriation request for $1,000,000 to fund an expanded Red Light Photo Enforcement Program; and,

WHEREAS, The Board of Supervisors, by Resolution number 1129-97, urged the Controller's Office to track revenues and expenditures from funds generated by red light enforcement which is used to fund the red light photo enforcement and related safety programs; and,

WHEREAS, One stated intent of this resolution was to use the funds from the Shelley Bill to pay the costs of the Red Light Photo Enforcement Program and then to use remaining funds to promote traffic safety; and,

WHEREAS, The Department of Parking and Traffic and the Police Department have been working on a memorandum of understanding which would clarify the intended allocation by percentages for each department; and,

WHEREAS, Three City departments are involved with prevention, enforcement and education efforts for red light traffic safety: the Department of Parking and Traffic, the Department of Public Health, and the Police Department; and,

WHEREAS, All three departments serve an integral role in traffic safety; and,

WHEREAS, After paying the costs of the Red Light Photo Enforcement Program, the anticipated surplus in the first year, based on past year projections, will be approximately $650,277; and,

WHEREAS, It is within the best interest of the citizenry that this surplus be divided wisely among departments participating in traffic safety efforts; now, therefore, be it

RESOLVED, That the City and County of San Francisco does hereby express a policy to divide the surplus from the Shelley revenue by allocating 50% to the Police Department for enforcement, 30% to the Department of Parking and Traffic for engineering, and 20% to the Department of Public Health for education and prevention measures.

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Adopted - Board of Supervisors, San Francisco March 2, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Newsom
Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0305

Date Approved

Mayor

Date March 16, 1998

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Clerk

File No.
98-0305

Govt Information Ctr
41 Main Library-Civic Center
100 Larkin Street
Mailslot

FILE NO. 98-0103 RESOLUTION NO. 164-98

(ACCEPTANCE OF GIFT)

ACCEPTING GIFTS VALUED AT A TOTAL OF $39,370.50 FROM VARIOUS DONORS FOR USE BY THE RECREATION AND PARK DEPARTMENT.

WHEREAS, the following various donors have generously offered to donate to the Recreation and Park Department:

1) From Friends of Recreation and Parks, $4,000.00 for the reimbursement of the SWAP program;

2) From Lucent Technologies through Randall Museum Friends, a phone system valued at $16,870.50 for the Randall Museum;

3) From Digital Engraving through Randall Museum Friends, printing of stationery and business cards valued at $10,000 for the Randall Museum; and

4) From the San Francisco Senator's, a 15 passenger van valued at at $8,500.00 for Project 2000;

RESOLVED, that the Board of Supervisors authorizes the Director of the Recreation and Park Department to accept these gifts valued at $39,370.50 from the various donors.

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0103

MAR 20 1998
Date Approved

Mayor

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FILE NO. 98-0157 RESOLUTION NO. 165-98

GRANTING REVOCABLE PERMISSION TO HUBER, HUNT & NICHOLS, INC. CONSTRUCTION COMPANY TO TEMPORARILY CLOSE AND OCCUPY THE EAST SIDEWALK AND A PORTION OF THE STREET AREA ON 3RD STREET BETWEEN KING AND BERRY STREETS AND THE SOUTH SIDEWALK AND A PORTION OF THE STREET AREA ON KING STREET BETWEEN 2ND AND 3RD STREETS TO CONDUCT CONSTRUCTION OPERATIONS AT THE PACIFIC BELL PARK (BLOCK 3794, LOT 28).

RESOLVED, That pursuant to Public Works Code Section 724, 724.7, and 724.8, permission revocable at the will of the Board of Supervisors, is hereby granted to Huber, Hunt & Nichols, Inc., Construction Company, to temporarily close and to occupy the east sidewalk and a portion of the street area on 3rd Street between King and Berry Streets and the south sidewalk and a portion of the street area on King Street between 2nd and 3rd Streets to conduct construction operations at the aforementioned property.

PROVIDED, That The Permittee shall provide flagpersons as necessary and shall place and maintain reflectors and/or flasher lights at each end of construction barricades; shall provide "SIDEWALK CLOSED, USE OTHER SIDE OF STREET" and "TOW-AWAY-NO STOPPING ANYTIME" signs and shall provide all other necessary requirements; i.e., additional signs, equipment, etc. to control pedestrian and vehicular traffic, all to the requirements of the Department of Public Works and the Department of Parking and Traffic;

FURTHER PROVIDED, That permission is granted for a period of one year, retroactive to November 10, 1997, and shall expire no later than November 10, 1998.

FURTHER PROVIDED, That in consideration of this Permit being issued for the work described in the application, the Permittee on its behalf and that of any successor or assign, and on behalf of any lessee, promises and agrees to perform all the terms of this Permit and to comply with all applicable laws, ordinances and regulations.

FURTHER PROVIDED, That the Permittee agrees on its behalf and that of any successor or assign to hold harmless, defend, and indemnify the City and County of San Francisco, including, without limitation, each of its commissions, departments, officers, agents and employees (hereinafter collectively referred to as the "City") from and against any and all losses, liabilities, expenses, claims, demands, injuries, damages, fines, penalties, costs or judgments including, without limitation, attorneys' fees and costs (collectively, "claims") of any kind allegedly arising directly or indirectly from (i) any act by, omission by, or negligence of, the Permittee or its subcontractors, or the officers, agents, or employees of either, while engaged in the performance of the work authorized by this Permit, or while in or about the property subject to this Permit for any reason connected in any way whatsoever with the performance of the work authorized by this Permit, or allegedly resulting directly or indirectly from the maintenance or installation of any equipment, facilities or structures authorized under this Permit, (ii) any accident or injury to any contractor or subcontractor, or any officer, agent, or employee of either of them, while engaged in the performance of the work authorized by this Permit, or while in or about the property, for any reason connected with the performance of the work authorized by this Permit, or arising from liens or claims for services rendered or labor or materials furnished in or for the performance of the work authorized by this Permit, (iii) injuries or damages to real or personal property, goodwill, and persons in, upon or in any way allegedly connected with the work authorized by this Permit from any cause or claims arising at any time, and (iv) any release or discharge, or threatened release or discharge, of any hazardous material caused or allowed by Permittee in, under, on, or about the property subject to this Permit or into the environment. As used herein, "hazardous material" means any substance, waste or material which, because of its, quantity, concentration of physical or chemical characteristics is deemed by any federal, state or local governmental authority to pose a present or potential hazard to human health or safety or to the environment.

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FURTHER PROVIDED, That the Permittee must hold harmless, indemnify and defend the City regardless of the alleged negligence of the City or any other party, except only for claims resulting directly from the sole negligence or willful misconduct of the City. The Permittee specifically acknowledges and agrees that it has an immediate and independent obligation to defend the City from any claim which actually or potentially falls within this indemnity provision, even if the allegations are or may be groundless, false or fraudulent, which obligation arises at the time such claim is tendered to Permittee by the City and continues at all times thereafter. Permittee agrees that the indemnification obligations assumed under this Permit shall survive expiration of the Permit or completion of work.

FURTHER PROVIDED, That the Permittee shall obtain and maintain through the terms of this Permit general liability, automobile liability or workers' compensation insurance as the City deems necessary to protect the City against claims for damages for personal injury, accidental death and property damage allegedly arising from any work done under this Permit. Such insurance shall in no way limit Permittee's indemnity hereunder. Certificates of insurance, in form and with insurers satisfactory to the City, evidencing all coverages above shall be furnished to the City before commencing any operations under this Permit, with complete copies of policies furnished promptly upon City request.

FURTHER PROVIDED, That no structure shall be erected or constructed on said street except as specifically permitted herein;

FURTHER PROVIDED, That the Permittee shall pay a non-refundable fee of $70,625 for the duration of said occupancy;

FURTHER PROVIDED, That the Permittee shall, upon completion of all construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required, restore the street areas to the satisfaction of the Department of Public Works and reopen the areas to public use;

FURTHER PROVIDED, That this permission shall expire upon completion of said construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required.

RECOMMENDED:

Harlan L. Kelly, Jr.
Deputy Director for Engineering
and City Engineer

APPROVED:

Mark A. Primeau, AIA
Director of Public Works
and City Architect

cc

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0157

MAR 20 1998
Date Approved

Mayor

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FILE NO. 98-0162 As Amended in Committee 3/3/98 RESOLUTION NO. 166-98

(ACCEPTANCE OF GIFT)

ACCEPTING GIFTS VALUED AT A TOTAL OF ~~$57,100.00~~ $58,100.00 FROM VARIOUS DONORS FOR USE BY THE RECREATION AND PARK DEPARTMENT.

WHEREAS, the following various donors have generously offered to donate to the Recreation and Park Department:

1) From Betty Silverman, $1,000.00 for the Golden Gate Park Stables;

2) From the Walter S. Johnson Foundation, $6,000.00 for the Palace of Fine Arts Repair Fund;

3) From High Speed Productions, Inc., $1,500.00 for the Special Needs Program;

4) From the San Francisco Orchid Society, $1,100.00 for the Golden Gate Park Orchid Fund;

5) From an anonymous donor, $10,000.00 for the Golden Gate Park Conservatory of Flowers;

6) From an anonymous donor, $20,000.00 for the Golden Gate Park Conservatory of Flowers;

7) From Elizabeth Torrez, $2,500.00 for the Golden Gate Park Conservatory of Flowers; and

8) From Susan and George Fesus through the Strybing Arboretum Society, one Toro Workman with Dump Bed Utility Vehicle valued at $16,000.00 to be used at the Strybing Arboretum in the Botanical Gardens; therefore be it

RESOLVED, that the Board of Supervisors authorizes the Director of the Recreation and Park Department to accept these gifts valued at ~~$57,100.00~~ $58,100.00 from the various donors.

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0162

MAR 20 1998

Date Approved

Mayor

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FILE NO. 98-0163 RESOLUTION NO. 167-98

(ACCEPTANCE OF GIFT)

ACCEPTING GIFTS VALUED AT A TOTAL OF $135,055.00 FROM VARIOUS DONORS FOR USE BY THE RECREATION AND PARK DEPARTMENT.

WHEREAS, the following various donors have generously offered to donate to the Recreation and Park Department:

1) From the World Monuments Watch, $50,000.00 for the Conservatory of Flowers;
2) From Ikebana International, $1,000.00 for Reforestation;
3) From Dolphin Swimming & Boating Club, $4,000.00 for Aquatic Programs;
4) From the San Francisco Police Credit Union, $1,041.00 for City Wide Youth Activities;
5) From Northern California Tennis Association, $3,014.00 for Youth Tennis Programs;
6) From Afterwork Tennis Club, $1,000.00 for Youth Tennis Programs;
7) From Lucas Film Ltd., $1,000.00 for the Internet Task Force Project;
8) From Friends of Recreation and Parks, $4,000.00 for the SWAP Weekend Trash Pickup Program in Golden Gate Park; and
9) From MCI, 20 computers, one year of Internet access for these computers valued at $60,000.00 and a $10,000.00 contribution to be used at the Tenderloin Children's Playground and the Great Net Test Challenge; therefore be it

RESOLVED, that the Board of Supervisors authorizes the Director of the Recreation and Park Department to accept these gifts valued at $135,055.00 from the various donors.

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-0163

MAR 20 1998
Date Approved

Mayor

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FILE NO. 98-0204

RESOLUTION NO. 168-98
RO#97199

[Acquisition of Real Property]

AUTHORIZING ACQUISITION OF REAL PROPERTY LOCATED IN THE BAYVIEW DISTRICT IDENTIFIED AS ASSESSOR'S BLOCK NO. 5328 LOT NOS. 5 THRU 9 AND 17 THRU 23 FOR $234,375 FROM THE SHARMAN LIVING TRUST FOR OPEN SPACE PURPOSES AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

WHEREAS, The Recreation and Park Department, acting in concert with the Recreation and Park Commission, desires to purchase for open space purposes those lots identified as lot nos. 5 thru 9 and 17 thru 23 in assessor's block 5328 as highlighted on the map labelled Exhibit "A", a copy of which is on file with the Clerk of the Board of Supervisors in file no. 98-0204; and,

WHEREAS, The Director of Property has determined the market value of the subject property (5328-5/9 and 17/23) to be $234,375, which amount has been agreed to by the Sharman Living Trust; and,

WHEREAS, The General Manager of the Recreation and Park Department and Director of Property recommend the acquisition of the subject property pursuant to the Agreement of Purchase and Sale for Real Estate, a copy of which is on file with the Clerk of the Board of Supervisors in file no. 98-0204; and,

WHEREAS, The City Planning Department reported in a letter dated August 1, 1997, a copy of which is on file with the Clerk of the Board of Supervisors in file no. 98-0204, that the proposed acquisition of the subject property for open space use is in conformity with the General Plan and consistent with the Eight Priority Policies of Planning Code Section 101.1; now, therefore, be it

[REAL ESTATE]

RESOLVED, That the Board of Supervisors adopts as its own and incorporates by reference herein, as though fully set forth, the findings made by the City Planning Department in its letter dated August 1, 1997 that the acquisition of said real property is in conformity with the General Plan and consistent with the Eight Priority Policies of City Planning Code Section 101.1; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby approves the acquisition according to the terms and conditions of the Agreement of Purchase and Sale for Real Estate and hereby authorizes the Director of Property to accept the grant deed and execute any other necessary documents to acquire the subject property from the Sharman Living Trust.

RECOMMENDED

General Manager
Recreation & Park Department

Director of Property
JP

$255,000 Available
(includes closing costs)
Appropriation No.
CRP 202 REC NS OPEN CAP

Controller

I:\Uparicn\BayVAcqRes doc

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APR 1 0 1998
SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0204

MAR 20 1998
Date Approved

Mayor

FILE NO. 98-0223 RESOLUTION NO. 169-98

(CONTRACT)

AUTHORIZING RETROACTIVELY THE EXECUTION OF A CONTRACT BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND THE STATE OF CALIFORNIA DEPARTMENT OF EDUCATION IN THE AMOUNT OF $52,404 FOR PARTICIPATION BY THE CITY AND COUNTY IN THE STATE'S CHILD CARE AND DEVELOPMENT PROGRAM FOR FISCAL YEARS 1996-1997 AND 1997-1998.

BE IT RESOLVED, that the Board of Supervisors (The Governing Board) of the City and County of San Francisco authorizes retroactively entering into Local Agreement No. FAPX-7064, Project No. 38-X694-00-03638-6 and that the persons listed below are authorized to sign the transaction for the Board of Supervisors.

Executive Director, Department of Human Services

President, Human Services Commission

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-0223

MAR 20 1998
Date Approved

Mayor

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FILE NO. 98-0232 RESOLUTION NO. 170-98

[Accepting and Expending Federal Refugee Funds]

AUTHORIZING THE PRESIDENT OF THE PRIVATE INDUSTRY COUNCIL TO ACCEPT AND EXPEND $550,000 OF REFUGEE FUNDS FOR ELDERLY REFUGEES AS DESCRIBED IN THE REVISED REFUGEE COUNTY PLAN.

WHEREAS, The Private Industry Council of San Francisco, Inc. (PIC), by authorization of this Board of Supervisors acts with the approval of the Department of Human Services for the City and County of San Francisco in administering federal Refugee funds awarded to San Francisco; and,

WHEREAS, The staff of the PIC, in consultation with the Refugee Committee of the Private Industry Council, submitted a proposal to the federal Office of Refugee Resettlement (ORR) to serve elderly refugees who may be impacted by Welfare Reform; and,

WHEREAS, The PIC will coordinate the use of these funds with other funding sources to aid this group; and,

WHEREAS, These funds could be used in carrying out recommendations of the Mayor's welfare Reform Task force for older individuals; and,

WHEREAS, The PIC staff has revised the 1997 Refugee County Plan as required by the State Department of Social Services, which describes the uses of the refugee funds for the Federal Fiscal Year (FFY) beginning October 1, 1997; now, therefore, be it

SUPERVISORS TENG, KATZ

BOARD OF SUPERVISORS

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RESOLVED, That the Board of Supervisors of the City and County of San Francisco authorizes the President of the Private Industry Council to accept and expend $550,000 of refugee funds for elderly refugees as described in the revised Refugee County Plan.

STEPHEN M. LAWA for
MAYOR WILLIE L. BROWN JR.

CONTROLLER

Supervisors Teng, Katz

BOARD OF SUPERVISORS

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cc

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0232

MAR 20 1998
Date Approved

Mayor

FILE NO. 98-0233 RESOLUTION NO. 171-98

[1998-1999 Children's Services Plan]

APPROVING THE CHILDREN'S SERVICES PLAN FOR THE SAN FRANCISCO CHILDREN'S FUND IN ACCORDANCE WITH CHARTER SECTION 16.108

WHEREAS, In November 1991 the voters of San Francisco enacted a charter amendment which established the San Francisco Children's Fund; and

WHEREAS, The provision of this section require that the City revenues set aside for the fund be used exclusively to provide services to children, less than eighteen years of age, above and beyond services funded prior to the adoption of the amendment; and

WHEREAS, This section further requires the Health Commission, Juvenile Probation Commission, Human Services Commission, Public Library Commission and Recreation and Parks Commission to hold public hearings on the Plan and those hearings were held on December 9, 1997, December 11, 1997, January 6, 1998, and January 14, 1998; and

WHEREAS, The Board of Supervisors provides important oversight for the Children's Services Fund, and is acutely aware that accountability to the public is of critical importance in a fund that was created by the voters; and

WHEREAS, Pursuant to statutory authorization in Section (e) of Proposition J, the Board of Supervisors accepts the recommendation from the Mayor's Office of Children, Youth, and Their Families that the minimum 25% allocation formula for four specified categories be removed for Children's Fund expenditures for the 1998/1999 fiscal year and thereafter, due to past year experience showing that the requirement creates ineffective practices for community based organizations, often forcing them to plan for and apply for funds under a single category, and also hampers the creation of comprehensive and integrated service designs; and

Mayor Willie L. Brown, Jr.

BOARD OF SUPERVISORS

WHEREAS, In accordance with Charter Section 16.108, the Mayor has submitted a Children's Services Plan that proposes goals and objectives for the Fund, and designates City departments for the administration of the Fund for the fiscal year beginning July 1, 1998; now therefore, be it

RESOLVED, That the Board of Supervisors approve the 1998-1999 Children's Services Plan submitted by the Mayor in accordance with Charter Section 16.108, a copy of which is on file 98-0233 at the Board of Supervisors.

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Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-0233

MAR 20 1998
Date Approved

Mayor

FILE NO. 98-0245 RESOLUTION NO. 172-98

3/4/98
jlb

(Award of Negotiated Lease)

RETROACTIVELY
AUTHORIZING AND APPROVING A NEGOTIATED LEASE WITH THE SAN FRANCISCO CONVENTION AND VISITORS BUREAU, WITHOUT COMPETITIVE BIDDING, FOR SPACE IN THE BENJAMIN H. SWIG PAVILION, HALLIDIE PLAZA

WHEREAS, Board of Supervisors' Ordinance No. 385-86 found that the leasing of the Benjamin H. Swig Pavilion, Hallidie Plaza, to the San Francisco Convention and Visitors Bureau (the "Bureau") was for a public purpose and promotes the general welfare of the community; and,

WHEREAS, The Bureau is a private non-profit association recognized since its beginning in 1909 as the City and County of San Francisco's (the "City's") official marketing and sales organization for tourism; and,

WHEREAS, The Bureau is responsible for promoting the City as an attractive destination for leisure travelers and conventions, meetings and trade shows; and,

WHEREAS, The Bureau's lease with the City for space in the Benjamin H.. Swig Pavilion, Hallidie Plaza, expired on August 31, 1996; and,

WHEREAS, The proposed form of the Lease has been approved by the City Attorney; now, therefore, be it

RESOLVED, That the leasing of the Benjamin H. Swig Pavilion, Hallidie Plaza, to the Bureau for operation of a visitors center is for a public purpose and will promote the general welfare of the community; and, be it

(Real Estate)

FURTHER RESOLVED, That the Board of Supervisors does hereby find that it is in the best interest of the City to enter into the Lease based on direct negotiations with the Bureau without a competitive bid process because competitive bidding in this situation would be impractical or impossible; and, be it

FURTHER RESOLVED, That the negotiated Lease of the property with the Bureau shall be at a rental of One ($1.00) Dollar per year for a period of five (5) years with two five year options to extend the term ; and, be it

3/4/98
jlb

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby retroactively accepts the proposed Lease with the Bureau, and the Mayor and Clerk of the Board of Supervisors are hereby retroactively authorized and directed to execute the Lease on behalf of the City and County of San Francisco, a municipal corporation.

RECOMMENDED:

Director of Property

(Real Estate)

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cc

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-0245

MAR 20 1998
Date Approved

Mayor

FILE NO. 98-0271 RESOLUTION NO. 173-98

[Designating ten former temporary selling spaces for street artists]
DESIGNATING AS PERMANENT SELLING SPACES FOR STREET ARTIST CERTIFIED BY THE ART COMMISSION, TEN (10) FORMER TEMPORARY SPACES ON BEACH, NORTH SIDE, LARKIN TO POLK STREETS, AS DESIGNATED IN RESOLUTION NOS. 572-77, 887-78, 932-79, AND 849-80.

WHEREAS, The Street Artist Ordinance adopted by the voters on November 4, 1975 authorizes the Board of Supervisors, by resolution, to designate sales areas where any street artist or craftsperson previously certified may sell art or craft items; and,

WHEREAS, a survey by the Art Commission's Street Artists Program found that in recent years one hundred fifteen street artist selling spaces in the Fisherman's Wharf area had been eliminated due to construction; and

WHEREAS, The Board of Supervisors in Resolutions 572-77, 887-78, 932-79, and 849-80 designated ten (10) temporary selling spaces on Beach Street, north side, Larkin to Polk Streets, for street artists; and

WHEREAS, The Art Commission, after conducting public hearings, resolved to request the Board of Supervisors to designate the above former temporary spaces as permanent selling spaces for street artists; and,

WHEREAS, The Board of Supervisors has determined that the above requested ten spaces meet all of the public fire and safety

regulations as provided in Section 2405, Ordinance 41-83 (Street Artist Ordinance); now, therefore, be it

RESOLVED, That ten (10) former temporary spaces on Beach, north side, Larkin to Polk Streets, as designated in Resolution Nos. 572-77, 887-78, 932-79, and 849-80, are hereby designated as permanent selling spaces for street artist certified by the Art Commission, City and County of San Francisco.

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Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0271

MAR 20 1998
Date Approved

Mayor

FILE NO. 98-0287 RESOLUTION NO. 174-98

AUTHORIZING THE EXECUTIVE DIRECTOR TO RETROACTIVELY APPLY FOR, ACCEPT, AND EXPEND UP TO $5,111,500 IN COMBINED STATE AND FEDERAL FUNDS FOR THE RIGHT-OF-WAY ACQUISITION AND CONSTRUCTION OF CESAR CHAVEZ (ARMY) STREET WIDENING PROJECT, FROM MISSISSIPPI STREET TO THIRD STREET, AND THE BAYSHORE BOULEVARD WEAVING PROJECT AT JERROLD AVENUE.

WHEREAS, In the 1997 Transportation Improvement Program adopted by the metropolitan Transportation Commission (MTC) and approved by the State of California Transportation Commission (CTC), the Department of Parking and Traffic has been awarded $4,773,500 in State FCR funds, and $338,000 in Federal funds, for a total of $5,111,500, for the right-of-way acquisition and construction of Cesar Chavez (Army) Street Widening Project and the Bayshore Boulevard Weaving Project. The construction work will consist of widening the street to install bicycle lanes, side walks, parking facilities, and new turning lanes on Cesar Chavez Street, from Mississippi Street to Third Street; the intersection of Bayshore Boulevard and Jerrold Avenue/US 101 will be signalized and channelized to eliminate the weaving condition; and

WHEREAS, The application for and acceptance of these funds has been approved by the Parking and Traffic Commission pursuant to it's Resolution Number 113-98-PTC, adopted February 3, 1998; and

WHEREAS, The State funding portion will cover up to 100 percent of eligible costs, as defined and administered by the California Department of Transportation; the federal funding portion will cover up to 88.5 percent of the eligible costs of the project, as defined by the Federal Highway Administration and administered by the California Department of Transportation; and

WHEREAS, For the State funding portion, the State will fund indirect costs according to the State Department of Transportation rules and regulations; for the federal funding portion, indirect costs may not be funded by the grant according to the Federal Highway Administration Rules and Regulations; and

WHEREAS, The non-federal share of direct costs and all indirect costs will be paid with local sales tax; and

WHEREAS, The Board of Supervisors has adopted Resolution No. 298-93 on April 19, 1993, approving the project development and engineering design work; and

WHEREAS, The City needs to acquire a Grant of Easement Agreement from the Peninsula Joint Powers Board (PJPB) in order to construct the roadway widening on Cesar Chavez Street. Additionally, The project is required to compensate Clean Water Enterprise of the City's Public Utilities Commission, using State FCR funds, for the use of their sewer bond-purchased land for roadway widening; and

WHEREAS, The Department of Public Works will advertise, award, and administer the construction contract to completion, on behalf of the Department of Parking and Traffic; and

WHEREAS, The above improvements will improve the bicycle and pedestrian mobility, and traffic circulation along the Mississippi-to-Third Streets segment of Cesar Chavez Street. The Bayshore Boulevard improvements will improve traffic safety and provide congestion relief; now, and therefore, be it

RESOLVED, That the Executive Director of the Department of Parking and Traffic is authorized to retroactively apply for, accept, and expend up to $5,111,500 in combined State and

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federal funds to execute any and all documents necessary therefore for the right-of-way acquisition and construction of bicycle lanes, side walks, parking facilities, and new turning lanes on Cesar Chavez Street, from Mississippi Street to Third Street; and the construction of the Bayshore Boulevard and Jerrold Avenue/US 101 intersection signal and channelization improvements.

RECOMMENDED:

for Bond M. Yee
Executive Director
Department of Parking and Traffic

APPROVED:

Controller
Grant Division

for Mayor

cc

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
98-0287

MAR 20 1998
Date Approved

Mayor

FILE NO. 98-0338 RESOLUTION NO. 175-98

[Commending The Black Coalition on AIDS, Inc.]

COMMENDING THE BLACK COALITION ON AIDS, INC. FOR ITS COMMITMENT TO STOPPING THE SPREAD OF THE HIV/AIDS DISEASE IN THE AFRICAN AMERICAN COMMUNITY AND FOR ENSURING QUALITY CARE AND COMMUNITY SUPPORT FOR AFRICAN AMERICANS WHO HAVE TESTED POSITIVE FOR THAT VIRUS.

WHEREAS, The Black Coalition On AIDS, Inc., was founded by a consortium of concerned healthcare professionals and community leaders; and,

WHEREAS, The Black Coalition On AIDS, Inc., is a multi-service community based organization committed to stopping the spread of the HIV/AIDS disease in the African-American community through education, empowerment, housing services and advocacy; and,

WHEREAS, The Black Coalition On AIDS, Inc., is dedicated to ensuring quality care and community support for African-Americans who have tested positive for the HIV/AIDS virus; and,

RESOLVED, that the Board of Supervisors of the City and County of San Francisco extends its highest commendation to The Black Coalition On AIDS, Inc. for providing a valuable service to the citizens of the City and County of San Francisco.

Supervisor Brown, Teng

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0338

MAR 20 1998

Date Approved

Mayor

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FILE NO. 98-0339 RESOLUTION NO. 176-98

[Declaring Chinese Medicine Day]

Declaring March 6, 1998 as "Chinese Medicine Day" in San Francisco.

WHEREAS, The Committee for the Chinese Medicine Day Celebration is celebrating the 69th Chinese Medicine Day on March 6, 1998; and,

WHEREAS, The Chinese Medicine Day was first celebrated on March 17, 1929 in Mainland China; and,

WHEREAS, The Chinese medicine community in Northern California has been celebrating the Chinese Medicine Day for 25 years; and,

WHEREAS, For the last 25 years, the profession has grown from seven practitioners in San Francisco Bay Area to currently more than 5,000 state licensed acupuncturists; and,

WHEREAS, Acupuncturists provide on e of the most effective, simple and economic medical treatments and have served millions of people throughout the world; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares March 6, 1998 as "Chinese Medicine Day" in San Francisco.

Supervisors Teng, Bierman, Brown, Katz

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0339

MAR 20 1998
Date Approved

Mayor

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FILE NO. 98-0340 RESOLUTION NO. 177-98

[Cocaine Laws]

URGING REPRESENTIVES NANCY PELOSI AND TOM LANTOS TO ENCOURAGE CONGRESS TO REVISE THE COCAINE LAWS TO THE EXTENT THAT EQUAL PENALTIES WOULD BE LEVIED FOR THE POSSESSION OF CRACK AND POWDERED COCAINE.

WHEREAS, For the last decade, Federal judges have been required to sentence people convicted of possessing small amounts of crack cocaine more harshly than those caught with far larger quantities of powdered cocaine; and,

WHEREAS, Selling five grams of crack cocaine results in the same 10-year minimum sentence, as selling 5000 grams of powdered cocaine; and,

WHEREAS, The forms of cocaine are pharmacologically identical; and,

WHEREAS, One result of these laws has been a disproportionate number of longer prison sentences for African American dealers who tend to deal in crack, than for Caucasian dealers who tend to deal in powder; and,

WHEREAS, The intent of the original disparity was to address the social and economic effects of crack cocaine of the early 1980's; and,

WHEREAS, The crack epidemic has stabilized and the violence associated with it has dropped; now therefore be it

RESOLVED, That the City and County of San Francisco urges the members of Congress from San Francisco to encourage their fellow members of Congress to revise the Controlled Substances Act to eliminate the crack-to-powder disparity in sentencing; and, be it further

FURTHER RESOLVED, That a copy of this letter be sent to his Honor, the Mayor, with the request that he transmit copies to members of Congress from San Francisco.

SUPERVISOR
**GAVIN NEWSOM
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0340

MAR 20 1998
Date Approved

Mayor

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FILE NO. 98-0341 RESOLUTION NO. 178-98

[Supporting AB1837]

URGING SUPPORT FOR AB 1837 WHICH WOULD AUTHORIZE COURTS TO REQUIRE MINOR CHILDREN TO PARTICIPATE IN OUTPATIENT COUNSELING IF EITHER THE PARENT OR OTHER PERSON INVOLVED IN A CUSTODY OR VISITATION DISPUTE HAS BEEN CONVICTED OF DOMESTIC VIOLENCE.

WHEREAS, Existing laws authorize the Court to require parents and minor children involved in custody disputes to participate in specified outpatient counseling if the dispute between a parent and person seeking custody poses a substantial danger to the child or if the counseling is in the best interest of the child; and,

WHEREAS, AB 1837 would also allow counseling if either of the parents or other person involved in a custody or visitation dispute has been convicted of domestic violence and the Court determines that counseling is in the best interest of the child; now, therefore, be it

RESOLVED, That City and County of San Francisco urges the State Legislature to the adopt AB 1837; and be it

FURTHER RESOLVED, That the City and County of San Francisco urges the members of the California State Legislature from San Francisco to encourage their fellow members to support the passage of AB 1837, and be it

FURTHER RESOLVED, That a copy of the resolution be set to his Honor, the Mayor, with the request that he transmit copies to the members of the California Legislature representing San Francisco.

SUPERVISORS
GAVIN NEWSOM, BROWN
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0341

MAR 20 1998
Date Approved

Mayor

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FILE NO. 98-0342 RESOLUTION NO. 179-98

[Supporting AB 1702 - Tax Credit]

URGING THE CALIFORNIA STATE LEGISLATURE TO SUPPORT AB 1702, A BILL PROVIDING A TAX CREDIT TO EMPLOYERS IN SPECIFIED AMOUNTS FOR THE COST PAID OR INCURRED BY THEM FOR PROVIDING SUBSIDIZED PUBLIC TRANSIT PASSES TO EMPLOYEES.

WHEREAS, as a "Transit First" city, San Francisco is pleased to support efforts to encourage California employers to support their employees' using public transportation to get to work; and

WHEREAS, this bill will provide for a credit against the tax in an amount equal to 40% of the cost paid or incurred by an employer for providing subsidized public transit passes to an employee; and

WHEREAS, this program will ease the financial burden in encouraging employers to institute a "Transit First" policy for their staff; therefore, be it

RESOLVED that the Board of Supervisors of the City and County of San Francisco does hereby urge the California state legislature to support AB 1702.

BOARD OF SUPERVISORS

Supervisor Yaki, Brown

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0342

MAR 20 1998

Date Approved

Mayor

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FILE NO. 98-0343 RESOLUTION NO. 180-98

[Opposing AB 1805]

OPPOSING CALIFORNIA ASSEMBLY BILL 1805 WHICH PROHIBITS NON-LICENSED AND NON-CREDENTIALED INDIVIDUALS FROM PROVIDING HIV/AIDS EDUCATION, AND URGING THAT SAN FRANCISCO'S STATE ELECTED OFFICIALS, AND LOBBYISTS OPPOSE AND LOBBY AGAINST THIS LEGISLATION.

WHEREAS, AIDS education is a primary tool utilized to combat the spread of this deadly disease; and

WHEREAS, Many community organizations have banded together to create networks to provide HIV education to school aged children throughout San Francisco and beyond; and

WHEREAS, Many HIV / AIDS educators are not licensed nor are they credentialed because they have been educated by practical experiences; and

WHEREAS, These unlicensed and non-credentialed educators utilize creative methods to hold the attention of their students and are able to instill lasting impressions that students remember; and

WHEREAS, HIV / AIDS education is a community responsibility and not just one for those who are licensed and credentialed; now therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco express its opposition to AB 1805, a bill that mandates that only licensed health professionals or holders of teaching credentials can provide HIV / AIDS education to students in grades 7 to 12; and be it further

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the City lobbyists and San Francisco's State elected officials to lobby against AB 1805.

SUPERVISORS AMMIANO, BIERMAN, BROWN, KATZ

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0343

MAR 20 1998

Date Approved

Mayor

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FILE NO. 98-0346 RESOLUTION NO. 181-98

[MONITORING PRIME CONTRACTORS]

URGING THAT RELEVANT CITY DEPARTMENTS OF THE CITY AND COUNTY OF SAN FRANCISCO WORK WITH THE HUMAN RIGHTS COMMISSION TO DEVELOP BETTER SYSTEMS OF POST-AWARD MONITORING OF FINANCIAL DATA FROM PRIME CONTRACTORS IN CONSTRUCTION, ARCHITECTURE AND ENGINEERING, PROFESSIONAL, AND PURCHASING INDUSTRIES

WHEREAS, A Disparity Study, requested by the Human Rights Commission to assess the impact of San Francisco's MBE/WBE/LBE program, was released in January of 1998; and,

WHEREAS, The Study analyzed available records for fiscal years July 1, 1992 to June 30, 1995; and,

WHEREAS, The Controller's office, Department of Public Works, San Francisco International Airport, Public Utilities Commission, and Port of San Francisco assisted in collecting the necessary information; and,

WHEREAS, Many records were not available or were never received from the appropriate prime contractors requiring additional research and data collection for completion of the study; and,

WHEREAS, Discrepancies between the awarded dollars and contracts included in the study and the reported dollars and contracts actually received by minority- and women-owned firms necessitated additional data collection; and,

WHEREAS, The City needs to ensure adequate post-award compliance monitoring systems, in order to verify that reported contracts and dollars were actually received by M/WBEs; and,

WHEREAS, Additional research was necessitated regarding actual payments to subcontractors by prime contractors due to a low response rate; now, therefore, be it,

BOARD OF SUPERVISORS Supervisor Katz, Teng

RESOLVED, That the appropriate city departments work with the Human Rights Commission to develop a post-award monitoring system that accurately collects financial data through the final stages of a public contract to ensure compliance with the program.

BOARD OF SUPERVISORS Supervisor Katz

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Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0346

MAR 20 1998
Date Approved

Mayor

FILE NO. 98-0360 RESOLUTION NO. 182-98

[Hino Motors/Sankei News Japanese Scholarship Program]

COMMENDING THE HINO MOTORS/SANKEI NEWS JAPANESE SCHOLARSHIP EXCHANGE PROGRAM AS IT CELEBRATES ITS 30TH ANNIVERSARY, AND PROCLAIMING MARCH 10, 1998 AS "JAPANESE EXCHANGE DAY".

WHEREAS, On March 10th, 1998, students, teachers and corporate businessmen will be visiting San Francisco's Lincoln High School as part of the Hino Motors/Sankei News Japanese Scholarship Exchange Program; and,

WHEREAS, March 10th, 1998, marks the 30th anniversary of this student exchange between Japan and San Francisco; and,

WHEREAS, The scholarship exchange program has resulted in the fostering of cultural understanding between youth of San Francisco and youth of Japan; and

WHEREAS, Each year, two high school students from San Francisco and ten high school students from Japan are selected to participate in this exchange program through an essay contest; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the Hino Motors/Sankei News Japanese Scholarship Exchange Program as it celebrates its 30th anniversary; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco proclaims March 10, 1998 as "Japanese Exchange Day".

SUPERVISOR YEE
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 9, 1998

Ayes: Supervisors Ammiano Brown Medina Newsom Teng Yee

Absent: Supervisors Bierman Katz Kaufman Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-0360

MAR 20 1998
Date Approved

Mayor

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FILE NO. 98-0001 RESOLUTION NO. 183-98

Airport Commission

[BART/Airport Development Agreement and Easement Agreement]

APPROVING THE ON AIRPORT PROJECT DEVELOPMENT AGREEMENT AND EASEMENT AGREEMENT FOR WEST OF BAYSHORE, EACH OF WHICH IS BY AND BETWEEN CITY AND COUNTY OF SAN FRANCISCO, ACTING BY AND THROUGH ITS AIRPORT COMMISSION, AND BART.

WHEREAS, On June 7, 1994, the voters of the City and County of San Francisco adopted Proposition I, a policy supporting the extension of the Bay Area Rapid Transit System ("BART") to the San Francisco International Airport (the "Airport") Terminal area, and directing the Airport Commission, as well as other San Francisco officers and agencies, to take all actions necessary to implement said transit service; and

WHEREAS, This Board of Supervisors has previously reviewed and considered the information in the BART/FEIR/FEIS for the extension and has adopted relevant findings under the California Environmental Quality Act ("CEQA"); and

WHEREAS, In furtherance of the enactment of Proposition I, this Board of Supervisors approved the BART/SFIA Airport Extension Project Agreement, dated October 30, 1996 (the "Project Agreement"); and

WHEREAS, Said agreement outlined the general arrangements regarding a BART station and related facilities and provides for an Airport contribution of up to $200 million for this project, and recognized that additional agreements to this agreement would be necessary to further define the parties' respective responsibilities regarding the BART project on Airport property; and

WHEREAS, The Board of Supervisors has previously authorized the Airport Commission to include in the Lease between BART and the Airport a right for the Airport to deduct from the Annual

Service Payment payable to the City an amount equal to any past due rent an/or operations and maintenance expenses payable by BART to the Airport, provided that in such event, the City is authorized to deduct from any regularly scheduled and predictably-sized payment by the City to BART those overdue amounts payable by BART to the Airport under the Lease; and

WHEREAS, The Board of Supervisors has previously approved the Lease, Use, and Operating Agreement for BART Station and Related Facilities and Grant of Easement at San Francisco International Airport, to further set forth the parties' rights and obligations with respect to the BART project; and

WHEREAS, As anticipated by the Project Agreement BART and the Airport have negotiated (a) an On Airport Project Development Agreement (the "Development Agreement") which sets forth the respective obligations of the Airport and BART with respect to the design and construction of the fixed facilities comprising the BART station, and the installation of the operating systems in the station, and (b) an Easement Agreement for West of Bayshore at the San Francisco International Airport (the "Easement Agreement"), pursuant to which the Airport is granting to BART an easement over the property known as "West of Bayshore" for the construction and operation of BART's guideway; NOW THEREFORE, BE IT

RESOLVED, Pursuant to San Francisco Charter Section No. 9.118, that the Board of Supervisors hereby approves the Development Agreement, a copy of which is on file with the Clerk of the Board of Supervisors, in File No. 98-1; and be it further

RESOLVED, Pursuant to San Francisco Charter Section No. 9.118, that the Board of Supervisors hereby approves the Easement Agreement, a copy of which is on file with the Clerk of the Board of Supervisors, in File No. 98-1.

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Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0001

MAR 20 1998
Date Approved

Mayor

3/4/98 - **Amendment of the Whole**

FILE NO. 98-0182 **RESOLUTION NO.** 184-98

[CEQA Findings for UCSF Land Donation]

ADOPTING ENVIRONMENTAL FINDINGS (AND A STATEMENT OF OVERRIDING CONSIDERATIONS) PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND STATE GUIDELINES IN CONNECTION WITH CERTAIN DOCUMENTS RELATING TO THE CONVEYANCE OF LAND TO THE REGENTS OF THE UNIVERSITY OF CALIFORNIA TO BE DEVELOPED FOR UNIVERSITY PURPOSES.

WHEREAS, The Regents of the University of California (the "University") prepared a program-level environmental impact report on the 1996 Long Range Development Plan ("LRDP") for the University of California, San Francisco ("UCSF"), which analyzed, among other things, three possible major new sites for new teaching and research facilities; and

WHEREAS, the University presented its analysis in the draft environmental impact report to the City and County of San Francisco ("City") and the City commented on the draft environmental impact report; and

WHEREAS, on January 17, 1997 the University, as the Lead Agency, certified the Final Environmental Impact Report for the LRDP ("FEIR") as accurate, adequate and objective and in compliance with the California Environmental Quality Act ("CEQA") and found that the FEIR reflected the independent judgment of the University; and

WHEREAS, in January 1997, the University approved the LRDP and the LRDP identified three potential locations for new teaching and research facilities for UCSF, including a site in Mission Bay, near 16th and 6th Streets, and two other locations totally or partially outside of the City; and

WHEREAS, in May 1997 the University approved the Mission Bay site as the location for expansion of UCSF's facilities; and

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WHEREAS, Catellus Development Corporation ("Catellus") and the City are the property owners of the area in Mission Bay, consisting of approximately 43 acres, selected by the University for the expansion of UCSF's facilities; and

WHEREAS, the University requested that Catellus and the City donate to the University approximately 4.98 acres of land located near Sixteenth and Sixth Streets, which will enable the University to construct up to three new bio-medical research buildings which are necessary for University purposes at this time; and

WHEREAS, the new facilities would contain between approximately 385,000 and 540,000 gross square feet of program space, consisting primarily of teaching and research uses and associated support space; and

WHEREAS, The City owns approximately 1.34 acres of land within the proposed 4.98-acre development site (the "City Property"), which consists of a portion of former Minnesota Street and a portion of 6th Street, as shown on the map on file with the Clerk of the Board of Supervisors in File No. 98-0183; and

WHEREAS, The City may enter into two agreements with UCSF, (1) the Donation Agreement, whereby the City will donate the City Property to UCSF to be developed for University purposes, and (2) the Agreement Concerning 4.98 Acres in San Francisco (the "Public Trust Agreement"), whereby, in consideration of the conveyance to the University of the 4.98 acres, the Burton Act trust and other public trust claims will be removed from the City Property so that it may be conveyed to the University free of such claims and public trust claims will be removed from certain other property owned by Catellus (the two agreements are collectively referred to herein as the "Actions"); and

WHEREAS, the Board of Supervisors is a Responsible Agency, as defined in CEQA, for the purpose of taking these Actions, and, as a Responsible Agency, has reviewed and considered the information contained in the FEIR; and

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WHEREAS, the Board of Supervisors finds that the Donation Agreement and Public Trust Agreement are part of the project analyzed in the FEIR for purposes of compliance with CEQA; now, therefore, be it

RESOLVED, that the Board of Supervisors has reviewed and considered the University's findings certifying the FEIR and finding the FEIR adequate, accurate and objective, and reflecting the independent judgment of the University; and be it

FURTHER RESOLVED, based upon the Board of Supervisors' review of the FEIR, the Board of Supervisors hereby finds that (1) the FEIR is adequate for use by this Board of Supervisors as a Responsible Agency for taking the Actions; (2) there are no modifications to the project approved by the University and reflected in the Board of Supervisors' actions approving the Donation Agreement and Public Trust Agreement which would require major revisions to the FEIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; (3) no substantial changes have occurred with respect to the circumstances under which the University's project will be undertaken which would require major revisions to the FEIR due to the involvement of new significant environmental effects, or a substantial increase in the severity of effects identified in the FEIR; and (4) no new information of substantial importance to the University's project has become available which would indicate (a) the University's project will have significant effects not discussed in the FEIR, (b) significant environmental effects will be substantially more severe, (c) mitigation measures or alternatives found not feasible which would reduce one or more significant effects have become feasible, or (d) mitigation measures or alternatives which are considerably different from those in the FEIR would substantially reduce one or more significant effects on the environment; and be it

FURTHER RESOLVED, the Board of Supervisors hereby finds that since no new significant environmental effects could occur and no new mitigation measures are required, as set forth above, the

//

Actions are within the scope of the LRDP project analyzed by the program-level FEIR, and no new environmental document would be required; and be it

FURTHER RESOLVED, that the Board of Supervisors has reviewed and considered the FEIR and hereby adopts the Findings, attached hereto as Attachment A, regarding the alternatives, mitigation measures and significant environmental impacts analyzed in the FEIR which are relevant to these Actions, and overriding considerations for approving these Actions, and incorporates Attachment A herein by this reference.

//

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0182

MAR 20 1998
Date Approved

Mayor

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[UCSF Property Donation]

APPROVING AND AUTHORIZING THE CONVEYANCE, FOR NO CONSIDERATION, TO THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, OF APPROXIMATELY 1.34 ACRES OF PRESENT AND FORMER STREET AREAS AT 16TH AND 6TH STREETS TO BE DEVELOPED FOR UNIVERSITY PURPOSES; ADOPTING FINDINGS THAT THE CONVEYANCE IS CONSISTENT WITH THE CITY'S GENERAL PLAN AND EIGHT PRIORITY POLICIES OF CITY PLANNING CODE SECTION 101.1; AND RATIFYING PRIOR ACTS.

WHEREAS, In January 1997, The Regents of the University of California (the "University") approved the 1996 Long Range Development Plan ("LRDP") for the University of California, San Francisco ("UCSF"), and the LRDP identified three finalist locations for new teaching and research facilities for UCSF, including a location near 16th and 6th Streets in San Francisco and two other locations outside of the City and County; and,

WHEREAS, In May 1997, the University approved San Francisco as the location for an expansion of UCSF facilities; and,

WHEREAS, The property owners of the site selected by the University for the facilities are Catellus Development Corporation ("Catellus") and the City; and,

WHEREAS, At the University's request, Catellus and the City have offered to donate to the University for no monetary consideration approximately 4.98 acres of land located near Sixteenth and Sixth Streets, which will enable the University to construct three new buildings for UCSF's expansion; and,

WHEREAS, The City and County owns approximately 1.34 acres of land within the development site (the "City Property"), which consists of portions of former Minnesota Street and a portion of 6th Street; and,

WHEREAS, By companion Resolution No. 186-98, the City may enter into an Agreement among Catellus, the State Lands Commission and the City, whereby the Burton Act trust and other public trust claims will be lifted from the City Property in consideration for the conveyance to the University; and,

WHEREAS, The donation of the City Property is required for the development of the UCSF facilities and UCSF would not proceed with development of the facilities without the donation of the land by the City and Catellus; and,

WHEREAS, The terms and conditions of the proposed conveyance of the City Property by the City and County to the University are on file with the Clerk of the Board of Supervisors in File No. 98-0183 (the "Donation Agreement"); and,

WHEREAS, Catellus owns the remaining approximately 3.64 acres of the development site and will convey such land to the University under the terms and conditions of a separate agreement; and,

WHEREAS, On January 17, 1997, the University certified the Final Environmental Impact Report for the University of California, San Francisco 1996 Long Range Development Plan ("FEIR") as accurate, adequate and objective and in compliance with the California Environmental Quality Act ("CEQA"); and,

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WHEREAS, This Board has reviewed and considered the information contained in the FEIR; and,

WHEREAS, By Resolution No. 184-98 this Board has found that the Donation Agreement and the Agreement are part of the project for purposes of compliance with CEQA and adopted findings with respect to the FEIR; and,

WHEREAS, By letter dated February 19, 1998, the Director of Planning found that the conveyance of the City Property is consistent with the City's General Plan and with the Eight Priority Policies of City Planning Code Section 101.1, and a copy of such letter is on file with the Clerk of the Board of Supervisors in File No. 98-0183 now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the conveyance of the City Property to the University, for no consideration, to be developed for university purposes; and, be it

FURTHER RESOLVED, That the conveyance of the City Property shall be subject to the deed restrictions described in the Donation Agreement; and, be it

FURTHER RESOLVED, That the Board of Supervisors finds that the Donation Agreement and the conveyance of City Property on the terms contemplated thereby is necessary for the development of the new UCSF facilities, is in the best interests of the City and County and will further a public purpose; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby finds that the conveyance of the City Property is in conformity with the

General Plan and is consistent with the Eight Priority Policies of Planning Code Section 101.1 for the same reasons as set forth in the Director of Planning's letter dated February 19, 1998 referred to above, and hereby incorporates such findings by reference as though fully set forth in this resolution; and, be it

FURTHER RESOLVED, That this Board of Supervisors authorizes and urges the Director of Property to execute the Donation Agreement, in the name and on behalf of the City, in substantially the form of such agreement presented to this Board of Supervisors; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Property to enter into any additions, amendments or other modifications to the Donation Agreement (including, without limitation, the exhibits) that the Director of Property determines, in consultation with the City Attorney, are in the best interests of the City, do not materially increase the obligations or liabilities of the City, will not have any adverse fiscal impact on the City, do not materially diminish the rights of the City, and are necessary or advisable to complete the transaction contemplated in the Donation Agreement and effectuate the purpose and intent of this resolution, such determination to be conclusively evidenced by the execution and delivery by the Director of Property of the Donation Agreement and any amendments thereto; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes and urges the Director of Property and any other officers, agents or employees of the City to take any and all steps (including, but not

limited to, the execution and delivery of any and all agreements, notices, consents and other instruments or documents) as they or any of them deem necessary or appropriate, in consultation with the City Attorney (including without limitation, waiving any rights and obligations that the City has or may have under existing agreements in connection with the City Property, the adjacent approximately 3.64 acres of Catellus owned property, and any other property covered by the Agreement), in order to consummate the Donation Agreement in accordance with this resolution, or to otherwise effectuate the purpose and intent of this resolution, such determination to be conclusively evidenced by the execution and delivery by such person or persons of any such documents; and, be it

FURTHER RESOLVED, That the Board of Supervisors approves, confirms and ratifies all prior actions taken by the officials, employees and agents of the City with respect to the Donation Agreement.

RECOMMENDED:

Anthony J. DeLucchi, Director of Property

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0183

MAR 20 1998
Date Approved

Mayor

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[UCSF Donation, Public Trust Agreement]

FINDING AND DETERMINING THAT THE CONVEYANCE TO THE REGENTS OF THE UNIVERSITY OF CALIFORNIA OF CERTAIN REAL PROPERTY LOCATED NEAR 6TH AND 16TH STREETS IS AUTHORIZED BY AND CONSISTENT WITH THE PROVISIONS OF CHAPTER 1143 OF THE STATUTES OF 1991, AS AMENDED; APPROVING AN AGREEMENT; AND RATIFYING PAST ACTS

WHEREAS, In May 1997, The Regents of the University of California (the "University") approved San Francisco as the location for an expansion of the University of California at San Francisco ("UCSF") facilities; and,

WHEREAS, The property owners of the site selected by the University for the facilities are Catellus Development Corporation ("Catellus") and the City; and,

WHEREAS, At the University's request, Catellus and the City have offered to donate to the University for no monetary consideration approximately 4.98 acres of land located near Sixteenth and Sixth Streets, which will enable the University to construct three new buildings for UCSF's expansion; and,

WHEREAS, The City and County owns approximately 1.34 acres of land within the development site (the "City Property"), which consists of a portion of former Minnesota Street and a portion of 6th Street, as shown on the map on file with the Clerk of the Board of Supervisors in File No. 98-0183 and,

WHEREAS, Pursuant to companion Resolution No. 185-98, the City may enter into a Donation Agreement with UCSF (the "Donation

Agreement") whereby the City will donate the City Property to UCSF to be developed for university purposes; and,

WHEREAS, On January 17, 1997, the University certified the Final Environmental Impact Report for the University of California, San Francisco 1996 Long Range Development Plan ("FEIR") as accurate, adequate and objective and in compliance with the California Environmental Quality Act ("CEQA"); and,

WHEREAS, This Board has reviewed and considered the information contained in the FEIR; and,

WHEREAS, By Resolution No. 184-98, this Board has found that the Donation Agreement and the Agreement are part of the project for purposes of compliance with CEQA and adopted findings with respect to the FEIR; and,

WHEREAS, Certain portions of the City Property are subject to the Burton Act trust and other portions of the City Property are the subject of disputed public trust claims, both of which necessitate an agreement with the State to terminate any Burton Act trust or public trust interests in the City Property; and,

WHEREAS, the City Property is no longer useful for public trust purposes; and,

WHEREAS, Article X, Section 3 of the California Constitution provides that tidelands within two miles of any incorporated city, city and county, or town in California may be sold by the State if such tidelands were reserved to the State solely for street purposes and the California legislature finds and declares that they are not

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used for navigation purposes and are not necessary for such purposes, subject to such conditions as the Legislature determines are necessary to be imposed in connection with any such sales to protect the public interest; and,

WHEREAS, Chapter 1143 of the Statutes of 1991, as amended by Chapter 86 of the Statutes of 1992 and by Chapter 203 of the Statutes of 1997 (the "Act"), authorizes the State Lands Commission, pursuant to Article X, Section 3 of the California Constitution, to grant to the City any and all of the right, title and interest held by the State by virtue of its sovereignty, and not previously conveyed, including any Burton Act trust or public trust interest in and to filled tidelands and submerged lands within the City Property in consideration for the conveyance of lands to the University for expansion of UCSF facilities; and,

WHEREAS, the City, the State Lands Commission staff and Catellus have prepared an Agreement (the "Public Trust Agreement") providing for the termination of the Burton Act trust and public trust interests in the City Property and in certain property owned by Catellus pursuant to the Act in consideration for the conveyance to the University of the City Property and approximately 3.64 acres of surrounding property owned by Catellus for expansion of UCSF facilities; and,

WHEREAS, As used in this Resolution, the terms "Burton Act trust," and "public trust," shall have the same definition as set forth the Act; and,

WHEREAS, The Donation Agreement and the Public Trust Agreement contemplate that certain lands in dispute with the State of California and certain other lands subject to the public trust or the Burton Act trust shall be conveyed free of those trusts to the University; and,

WHEREAS, Such transfer requires resolution of title disputes which have existed among the City, the State of California, and Catellus, such disputes having concerned the extent and nature of their respective ownership of lands and interests in lands within the City Property; and,

WHEREAS, By Resolution No. 98-19;98-20 the San Francisco Port Commission has approved the Public Trust Agreement and recommended approval thereof to this Board; and,

WHEREAS, By letter dated February 19, 1998, the Director of Planning found that the conveyance of the City Property is consistent with the City's General Plan and with the Eight Priority Policies of City Planning Code Section 101.1, and a copy of such letter is on file with the Clerk of the Board of Supervisors in File No. 98-0183; now, therefore, be it

RESOLVED, That the conveyance of the City Property to the University is in the best interests of the City, and will further a public purpose; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby finds the following:

(1) The City Property consists of tide or submerged lands that were originally reserved for use as streets and have been filled and reclaimed; and

(2) The City Property is not used, suitable, or necessary for navigation purposes; and

(3) Section 3 of Article X of the California Constitution allows the sale to any city, city and county, municipal corporation, private person, partnership or corporation of tidelands reserved to the State solely for street purposes, which tidelands the Legislature finds and declares are not used and not necessary for navigation purposes, subject to such conditions as the Legislature may impose to protect the public interest; and

(4) There is a dispute between the City and the State with respect to the extent to which the City Property may be subject to the public trust or other encumbrances that may have arisen because the lands were once sovereign lands of the State; and

(5) The existing fragmented pattern of public and private ownership within the City Property, especially the industrial area street system and parcelization imposed on this area largely as the result of subdivisions and sales in the latter half of the 19th century, limit both the potential development of those areas and the expansion of the desirable public uses in those areas, including, but not limited to, the expansion of the San Francisco campus of the University. Consolidation of public and private ownerships, together with addressing the environmental condition as required by applicable

law of all real property to be made available for the San Francisco campus of the University, will permit the development of improved public facilities. The development would otherwise not be feasible because of existing ownership patterns and lack of City and State funds; and

(6) Under the Public Trust Agreement, the consideration for the conveyance of lands or interests in lands pursuant to Section 3 of Article X of the California Constitution is the conveyance to the University of lands or interests in lands for expansion of its San Francisco campus, and the value of the conveyance to the University equals or exceeds the value of the lands or interests in lands that are to be conveyed pursuant to Section 3 of Article X of the California Constitution; and

(7) The lands or interests in lands to be conveyed by the City and over which the public trust or the Burton Act trust, or both trusts, will be terminated within the City Property have been filled and reclaimed and are nonwaterfront and have been cut off from direct access to the waters of San Francisco Bay, those parcels consisting entirely of dry land lying above the present line of mean high tide and being no longer needed or required for the purposes of the public trust or the Burton Act trust; and

(8) The lands or interests in lands to be conveyed by the City and over which the Burton Act trust or the public trust, or both trusts, will be terminated constitute a relatively small portion of the granted tidelands; and

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(9) The tidelands in dispute within the City Property were reserved to the State solely for street purposes, and are not used or necessary for navigation purposes, are to be disposed of consistent with and in furtherance of the Act, and therefore their disposal is consistent with Section 3 of Article X of the California Constitution; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby finds pursuant to Section 5 of the Act that the proposed conveyances are consistent with the legislative findings and declarations set forth in Section 2 of the Act; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby finds that the conveyance of the City Property is in conformity with the General Plan and is consistent with the Eight Priority Policies of Planning Code Section 101.1 for the same reasons as set forth in the Director of Planning's letter dated February 19, 1998 referred to above, and hereby incorporates such findings by reference as though fully set forth in this resolution; and, be it

FURTHER RESOLVED, That this Board of Supervisors authorizes and urges the Director of Property and the Executive Director of the Port to execute the Public Trust Agreement, in the name and on behalf of the City, in substantially the form of such agreement presented to this Board of Supervisors; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Property and the Executive Director of the Port to enter into any additions, amendments or other modifications to the Public

Trust Agreement (including, without limitation, the exhibits) that the Director of Property and the Executive Director of the Port determine, in consultation with the City Attorney, are in the best interests of the City, do not materially increase the obligations or liabilities of the City, will not have any adverse fiscal impact on the City, do not materially diminish the rights of the City, and are necessary or advisable to complete the transaction contemplated in the Public Trust Agreement and effectuate the purpose and intent of this resolution, such determination to be conclusively evidenced by the execution and delivery by the Director of Property and the Executive Director of the Port of the Public Trust Agreement and any amendments thereto; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes and urges the Director of Property, the Executive Director of the Port and any other officers, agents or employees of the City to take any and all steps (including, but not limited to, the execution and delivery of any and all agreements, notices, consents and other instruments or documents) as they or any of them deem necessary or appropriate, in consultation with the City Attorney, in order to consummate the Public Trust Agreement in accordance with this resolution, or to otherwise effectuate the purpose and intent of this resolution, such determination to be conclusively evidenced by the execution and delivery by such person or persons of any such documents; and, be it

FURTHER RESOLVED, That the Board of Supervisors approves, confirms and ratifies all prior actions taken by the officials, employees and agents of the City with respect to the Public Trust Agreement.

RECOMMENDED:

Anthony J. DeLucchi
Director of Property

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0184

MAR 20 1998
Date Approved

Mayor

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FILE NO. 98-0246 RESOLUTION NO. 187-98

Airport Commission

[BART/Airport/State Joint Use Agreement]

APPROVING THE JOINT USE AND MAINTENANCE AGREEMENT FOR THAT PORTION OF THE BART SAN FRANCISCO AIRPORT EXTENSION WITHIN THE STATE OF CALIFORNIA HIGHWAY RIGHT OF WAY WHICH IS BY AND BETWEEN CITY AND COUNTY OF SAN FRANCISCO, ACTING BY AND THROUGH ITS AIRPORT COMMISSION, BART, AND THE STATE OF CALIFORNIA.

WHEREAS, On June 7, 1994, the voters of the City and County of San Francisco adopted Proposition I, a policy supporting the extension of the Bay Area Rapid Transit System ("BART") to the San Francisco International Airport (the "Airport") Terminal area, and directing the Airport Commission, as well as other San Francisco officers and agencies, to take all actions necessary to implement said transit service; and

WHEREAS, This Board of Supervisors has previously reviewed and considered the information in the BART/FEIR/FEIS for the extension and has adopted relevant findings under the California Environmental Quality Act ; and

WHEREAS, In furtherance of the enactment of Proposition I, this Board of Supervisors approved the BART/SFIA Airport Extension Project Agreement, dated October 30, 1996 (the "Project Agreement"); and

WHEREAS, The Project Agreement outlines the general arrangements regarding a BART station and related facilities and provides for an Airport contribution of up to $200 million for this project, and recognizes that additional agreements to this agreement would be necessary to further define the parties' respective responsibilities regarding the BART project on Airport property; and

WHEREAS, The Board of Supervisors has previously authorized the Airport Commission to include in the Lease between BART and the Airport a right for the Airport to deduct from the Annual Service Payment payable to the City an amount equal to any past due rent and/or operations and maintenance expenses payable by BART to the Airport, provided that in such event, the City is authorized to deduct from any regularly scheduled and predictably-sized payment payable by the City to BART those overdue amounts payable by BART to the Airport under the Lease; and

WHEREAS, The Board of Supervisors has previously approved the Lease, Use, and Operating Agreement for BART Station and Related Facilities and Grant of Easement at San Francisco International Airport, to further set forth the parties' rights and obligations with respect to the BART project; and

WHEREAS, As anticipated by the Project Agreement BART and the Airport have negotiated (a) an On Airport Project Development Agreement (the "Development Agreement") which sets forth the respective obligations of the Airport and BART with respect to the design and construction of the fixed facilities comprising the BART station, and the installation of the operating systems in the station, and (b) an Easement Agreement for West of Bayshore at the San Francisco International Airport (the "Easement Agreement"), pursuant to which the Airport is granting to BART an easement over the property known as "West of Bayshore" for the construction and operation of BART's guideway, which have been submitted for the Board of Supervisors approval; and

WHEREAS, As anticipated by the Project Agreement BART, the Airport and the State have negotiated a Joint Use and Maintenance Agreement (the "Joint Use Agreement") which sets forth the respective obligations of the Airport and BART with respect to the use and maintenance of the BART Overcrossing located in the State's right of way; NOW THEREFORE, BE IT

RESOLVED, Pursuant to San Francisco Charter Section No. 9.118, that the Board of Supervisors hereby approves the Joint Use Agreement, a copy of which is on file with the Clerk of the Board of Supervisors, in File No. 98-0246.

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Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0246

MAR 20 1998
Date Approved

Mayor

FILE NO. 98-0356 RESOLUTION NO. 188-98

(Appointment)

CONFIRMING MAYOR'S APPOINTMENT TO THE SAN FRANCISCO REDEVELOPMENT AGENCY.

Resolved, That this Board of Supervisors does hereby confirm the appointment by the Mayor the following designated person as a member of the San Francisco Redevelopment Commission pursuant to the provisions Section 33110 of the Community Redevelopment Act for the State of California:

Ramon Enrique Romero for the term to expire September 7, 2001, vice Manuel Rosales, term expired September 7, 1997.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0356

MAR 20 1998
Date Approved

Mayor

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FILE NO. 98-0406 RESOLUTION NO. 189-98

[Cohen Place – Vacation and Lease]

DECLARING INTENTION OF THE BOARD OF SUPERVISORS TO VACATE COHEN PLACE OFF ELLIS STREET BETWEEN LEAVENWORTH AND HYDE STREETS SUBJECT TO A SPECIFIED RESERVATIONS, SETTING THE HEARING DATE FOR ALL PERSONS INTERESTED IN THE PROPOSED VACATION, MAKING FINDINGS OF GENERAL PLAN CONFORMANCE AND CONSISTENCY WITH PLANNING CODE SECTION 101.1 AND AUTHORIZING OTHER OFFICIAL ACTIONS IN CONNECTION THEREWITH.

WHEREAS, The 509 Cultural Center, a non-profit multicultural, interdisciplinary creative arts center and an adjacent neighbor to Cohen Place, has requested the vacation of Cohen Place in order to transform an unhealthy, unsafe alley into a safe and beautiful space where residents may gather to garden, socialize, hold public forums, take workshops and attend events, and thereby develop and empower the community through residential participation in all phases of the development and continuation of the project as well as create employment opportunities for residents to organize, maintain and coordinate activities in Cohen Place; and

WHEREAS, The 509 Cultural Center has requested to lease Cohen Place, located off Ellis Street between Leavenworth and Hyde Streets, on a year to year term, at an annual rent of $1.00 after the vacation of Cohen Place; and

WHEREAS, Cohen Place is shown on the Department of Public Works SUR Drawing No. 1096 dated August 13, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors; and

WHEREAS, By letter dated December 13, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0406, the Department of Public Works reported its finding that Cohen Place is no longer needed for present or prospective street purposes; and

WHEREAS, The public convenience and necessity require the reservation of an exclusive right in the aforementioned lease for City's access to use, maintain, repair or replace an existing sewer line and catch basin; and

WHEREAS, By letter dated September 30, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0406, the Department of City Planning reported its finding that the proposed vacation of Cohen Place is in conformity with City's General Plan and with the Eight Priority Policies of City Planning Code Section 101.1; now, therefore, be it

RESOLVED, That, pursuant to Section 8320 of the Streets and Highways Code, the Board of Supervisors hereby declares that it is its intention to order the vacation of Cohen Place, located off Ellis Street between Hyde and Leavenworth Streets, as described in the aforesaid drawing on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0406; and, be it

FURTHER RESOLVED, That the public convenience and necessity require the reservation of an exclusive right in the aforementioned lease for City's access to use, maintain, repair or replace an existing sewer line and catch basin as described in such lease; and, be it

FURTHER RESOLVED, That the vacation proceeding of said street is conducted under the general vacation procedures of the Public Streets, Highways and Service Easements Vacation Law

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(Streets and Highways Code Sections 8320 et seq.); and, be it

FURTHER RESOLVED, That notice is hereby given that on the 13th day of April, 1998, beginning at 3:00 p.m. in the Legislative Chambers of the Board of Supervisors, all persons interested in or objecting to the proposed vacation will be heard; and, be it

FURTHER RESOLVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth, the findings in the Department of City Planning's letter dated September 30, 1996, that the proposed vacation of said street is in conformity with the General Plan and consistent with the Eight Priority Policies of Planning Code Section 101.1; and, be it

FURTHER RESOLVED, All actions authorized by this Resolution and heretofore taken by any City official in connection with the vacation contemplated herein are hereby ratified, approved and confirmed by this Board of Supervisors; and, be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors is hereby directed to transmit to the Department of Public Works, a certified copy of this Resolution, and the Department of Public Works is hereby directed to publish or post this Resolution in the manner required by law and to give notice of the hearing of such contemplated action in the manner required by law

RECOMMENDED:

Director of Public Works

Director of Property

DESCRIPTIONS APPROVED/CHECKED:

Deputy Director of Public Works & City Engineer

[MAYOR WILLIE L. BROWN, JR.]

Adopted - Board of Supervisors, San Francisco March 23, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0406

MAR 2 5 1998

Date Approved

Mayor

FILE NO. 65-97-14 RESOLUTION NO. 190-98

(Lease of Property)

AUTHORIZING A 40-YEAR LEASE OF PUBLIC UTILITIES COMMISSION LAND BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND ARTICHOKE JOES, IN THE CITY OF SAN BRUNO, SAN MATEO COUNTY.

WHEREAS, The Public Utilities Commission pursuant to Resolution 97-0262 approved the subject lease, and

WHEREAS, Section 2.110 of the charter requires that lease of real property in excess of ten years shall be subject to approval by resolution of the Board of Supervisors; now therefore, be it

RESOLVED, That this Board hereby approves that lease of 1.54 acres of a portion of Parcel 11 of San Mateo County Lands, former Muni right of way, between the City and County of San Francisco, Lessor, and Artichoke Joes, Lessee, having been approved pursuant to Public Utilities Commission Resolution No. 97-0262 adopted September 23, 1997.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 65-97-14

MAR 27 1998
Date Approved

Mayor

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FILE NO. 98-0006 RESOLUTION NO. 191-98

[Exempt Employment]

APPROVING THE DESIGNATION OF THE CLASSIFICATION AND RANK OF Q-90 DIRECTOR OF POLICE PSYCHOLOGY EXEMPT FROM THE CIVIL SERVICE PROVISIONS OF THE CHARTER.

WHEREAS, Pursuant to San Francisco Administrative Code section 2A.76 the Police Commission may designate new or additional ranks as exempt from the civil service provisions of the Charter subject to the approval of the Civil Service Commission and the Board of Supervisors; and

WHEREAS, The Police Commission acted on September 24, 1997 to create the rank of Q-90 Director of Police Psychology and designate said rank as exempt from the civil service provisions of the Charter; and

WHEREAS, On November 3, 1997 the Civil Service Commission approved the exemption of classification and rank Q-90 Director of Police Psychology fro the civil service provisions of the Charter; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby approve the exemption of the classification and rank Q-90 Director of Police Psychology from the civil service provisions of the Charter.

Police Department

BOARD OF SUPERVISORS

H:\LABOR\VCLAYTON\RESOLUT1\2EXAPT2 DOC -- 3-DEC-97

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0006

MAR 27 1998

Date Approved

Mayor

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FILE NO. 98-0090 RESOLUTION NO. 192-98

[Vacation and Sale - Portion of Wawona Street]

ORDERING THE VACATION AND SALE OF A PORTION OF WAWONA STREET BETWEEN 18TH AND 19TH AVENUES AND AUTHORIZING OTHER OFFICIAL ACTIONS IN CONNECTION THEREWITH.

WHEREAS, On February 9, 1998, the Board of Supervisors adopted Resolution No. 80-98, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0089 being a Resolution of Declaration of Intention to Order the Vacation of a portion of Wawona Street between 18th and 19th Avenues (the "Subject Area"); and

WHEREAS, Part of Mr. and Mrs. Stanley Goldberg's single family residence located at 2695 18th Avenue encroaches in a portion of Wawona Street comprising the Subject Area; and

WHEREAS, The Subject Area is shown on the Department of Public Works SUR Drawing 896, dated November 1, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0090; and

WHEREAS, The Clerk of the Board of Supervisors transmitted to the Department of Public Works a certified copy of said Resolution, and the Director of Public Works caused notice of adoption of said Resolution to be posted in the manner required by law; and

WHEREAS, When such matter was considered as scheduled by the Board of Supervisors at its regular meeting held in City Hall, San Francisco, on March 16, 1998, beginning at 3:00 p.m., the Board heard all persons interested in said vacation and sale; and

(Real Estate)

WHEREAS, From all evidence submitted at the hearing on such Resolution, the Board of Supervisors finds that the Subject Area described in said Resolution is unnecessary for present or future public use; and

WHEREAS, The public convenience and necessity will be better served by requiring that the vacation be undertaken as declared in such Resolution No. 80-98 and that such street right-of-way be sold. The Board of Supervisors has jurisdiction to order such vacation and sale; and

WHEREAS, By letter dated September 30, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0090, the Department of City Planning found that the proposed vacation of the Subject Area is in conformity with City's General Plan and with the Eight Priority Policies of City Planning Code Section 101.1. On February 9, 1998 in Resolution No. 80-98, the San Francisco Board of Supervisors adopted as its own and incorporated by reference the findings in the Department of City Planning's letter of September 30, 1996; now, therefore, be it

RESOLVED, That pursuant to Sections 8320 et seq. of the Streets and Highways Code, the Subject Area, as described in Department of Public Works SUR Drawing No. 896, dated November 1, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-0090 is hereby ordered to be vacated; and, be it

FURTHER RESOLVED, That the Director of Property, on behalf of the City and County of San Francisco, is hereby further authorized to execute a purchase agreement, a quitclaim deed conveying City's interest in the Subject Area, and any other documents and instruments necessary to effectuate the vacation and sale of the Subject Area to Mr. and Mrs. Goldberg; and be it

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APR 16 1998
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FURTHER RESOLVED, That the Board of Supervisors approves and ratifies the sale of the Subject Area to Mr. & Mrs. Goldberg; and, be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors is hereby directed to transmit to the Recorder and the Director of Public Works a certified copy of this Resolution, and the Recorder and the Director of Public Works are hereby directed to proceed thereafter as required by law.

RECOMMENDED:

Director of Public Works
and City Architect

Director of Property

DESCRIPTIONS APPROVED/CHECKED:

for Deputy Director of Public Works
and City Engineer

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0090

MAR 2 7 1998
Date Approved

Mayor

FILE NO. 98-0270 AS AMENDED IN COMMITTEE 3/05/98 RESOLUTION NO. 193-98

[Emergency Management Assistance Fund]

3/05/98 grh RESCINDING RESOLUTION NO. 314-92;

AUTHORIZING DESIGNATED CITY AND COUNTY OFFICIALS TO EXECUTE AND FILE, ON BEHALF OF THE CITY AND COUNTY OF SAN FRANCISCO, AN APPLICATION FOR STATE FINANCIAL ASSISTANCE UNDER THE EMERGENCY MANAGEMENT ASSISTANCE PROGRAM.

WHEREAS, The State of California through its Emergency Management Assistance Program provides support for the development and maintenance of the capability of local jurisdictions to prepare for, mitigate, respond to, and recover from emergencies and disasters; and,

WHEREAS, The City and County has participated in the Emergency Management Assistance Program since its inception.; and

WHEREAS, The State of California requires that new applicant's agents be named by resolution; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco rescinds Resolution No. 314-92 and authorizes Lucien Canton, Director of the Mayor's Office of Emergency Services, or in his absence Edward Harrington, Controller of the City and County of San Francisco, or John Madden, Chief Assistant Controller of the City and County of San Francisco to execute for and in behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, applications and documents for the purpose of obtaining financial assistance under the Emergency Management Assistance Program.

Supervisor Jose Medina

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0270

MAR 27 1998
Date Approved

Mayor

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APR 16 1998
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FILE NO. 98-0314 RESOLUTION NO. 194-98

[Gift Acceptance]
AUTHORIZING THE SAN FRANCISCO PUBLIC LIBRARY TO ACCEPT A GIFT FROM THE ESTATE OF JOHN J. MORRIS NOT TO EXCEED THE AMOUNT OF $186,801.77 FOR THE PURCHASE OF BOOKS.

WHEREAS, The Estate of John J. Morris has contributed $186,801.77 for the purchase of books to the San Francisco Public Library, and

WHEREAS, It is a major goal of the San Francisco Public Library to increase the numbers of books available for use by Library patrons; now, therefore be it

RESOLVED, That the funds be gratefully accepted for the purpose of supporting the book acquisition program.

BOARD OF SUPERVISORS

CC

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0314

MAR 27 1998
Date Approved

Mayor

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APR 16 1998
SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 98-0315 RESOLUTION NO. 195-98

[Fine Amnesty]
AUTHORIZING THE SAN FRANCISCO CITY LIBRARIAN TO AMNESTY LIBRARY FINES IN A MANNER OF HER CHOOSING FOR A TWO WEEK PERIOD DESIGNATED AT HER DISCRETION.

WHEREAS, The San Francisco Public Library has on rare occasions from time to time offered amnesty for fines owed on overdue books and materials as a way to remind those with long overdue items that the Library wishes to encourage patrons holding such materials to return them without fear of large penalties, and

WHEREAS, The San Francisco Public Library Commission has approved the City Librarian's request that she be allowed to authorize a fine amnesty period of two weeks to be designated at her discretion and conducted under terms of her devising, and

WHEREAS, Such fine amnesties are a traditional way public libraries bring back both materials not in circulation and reconnect with patrons not allowed use of library services because of long overdue materials, now therefore be it

RESOLVED, That the City Librarian is authorized to amnesty library fines for a two week period to be designated at her discretion in a manner of her choosing.

(Supervisors Kaufman, Teng, Newsom)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-0315

MAR 27 1998
Date Approved

Mayor

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APR 16 1998
SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 98-0318

RESOLUTION NO. 196-98
RO#97219

(Lease of Real Property)

AUTHORIZING THE LEASE OF REAL PROPERTY AT 3801 THIRD STREET, SUITES 110, 220 & 230, FOR THE DEPARTMENT OF HUMAN SERVICES.

RESOLVED, In accordance with the recommendation of the Director of the Department of the Human Services and the Director of Property that the Mayor and Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, as Tenant, be and they are hereby authorized and directed to execute the lease with Bayview Plaza, LLC, for 3801 Third Street, Suites 110, 220 & 230.

The term of the lease shall be for five years commencing upon execution of the lease with one additional option period of five years. If funds are not appropriated in any subsequent fiscal year, City may terminate the lease upon reasonable notice to Landlord

The monthly rent will be $9,578.25 for the initial terms and 95% of the fair market rental value for the option period. City shall pay the increase in certain operating expenses over the base year expenses. Landlord will be responsible for the cost of all utilities except for separately metered electrical services to the Premises.

Landlord shall construct the leasehold improvements to the Premises and common areas at Landlord's sole expense for City's use. City shall pay to Landlord with the first month's rent a one-time lump sum payment not to exceed $10,000 for the special purpose improvements required by City.

City shall hold Landlord harmless from any claims or liability for any injury or damage to any person or property occurring in or about the leased premises resulting from the negligence of City, its agents or employees.

(Real Estate)

Said lease shall be subject to certification by the Controller pursuant to Section 3.105 of the Charter.

The City Attorney shall approve the form of the Lease.

APPROVED:

Sally Kipper

Director, Department of Human Services

Director of Property

$19,578.25 Available for FY 1997-98
Appropriation No. 455016 03011

Controller

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(Real Estate)

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cc

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0318

MAR 27 1998
Date Approved

Mayor

FILE NO. 98-0377 RESOLUTION NO. 197-98

[Commending Lee On Dong Association and declaring March 22, 1998 as "Lee On Dong Association" Day in San Francisco.]

COMMENDING LEE ON DONG ASSOCIATION FOR THEIR COMMITMENT TO THE CHINESE AMERICAN COMMUNITY AND DECLARING MARCH 22, 1998 AS "LEE ON DONG ASSOCIATION DAY" IN SAN FRANCISCO

WHEREAS, The Lee On Dong Association was one of the founding member of the Chinese Consolidated Benevolent Associations; and

WHEREAS, The Lee On Dong Association has provided invaluable social and cultural services as well as mutual assistance to the Chinese American community in San Francisco for more than a hundred years; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the Lee On Dong Association for their commitment to the Chinese American community; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares March 22, 1998 as "Lee On Dong Association Day" in San Francisco.

[Supervisor Teng]

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0377

MAR 27 1998
Date Approved

Mayor

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APR 16 1998
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FILE NO. 98-0378 RESOLUTION NO. 198-98

[Commending Ong Ko Met Benevolent Association and declaring March 22, 1998 as "Ong Ko Met Benevolent Association Day" in San Francisco.

COMMENDING ONG KO MET BENEVOLENT ASSOCIATION FOR THEIR COMMITMENT TO THE CHINESE AMERICAN COMMUNITY AND DECLARING MARCH 22, 1998 AS "ONG KO MET BENEVOLENT ASSOCIATION DAY" IN SAN FRANCISCO.

WHEREAS, Ong Ko Met Benevolent Association was one of the founding member of the Chinese Consolidated Benevolent Associations; and

WHEREAS, Ong Ko Met Benevolent Association was established in the year of 1887 and has provided invaluable social and cultural services as well as mutual assistance to the Chinese American community in San Francisco for more than a hundred years; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the Ong Ko Met Benevolent Association for their commitment to the Chinese American community; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares March 22, 1998 as "Ong Ko Met Benevolent Association Day" in San Francisco.

[Supervisor Teng]

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0378

MAR 27 1998
Date Approved

Mayor

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APR 16 1998
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FILE NO. 98-0379 RESOLUTION NO. 199-98

[Commending Mr. Rodel Rodis and declaring March 31, 1998 as "Rodel Rodis Day" in San Francisco]

COMMENDING MR. RODEL RODIS FOR HIS COMMITMENTS AND DEDICATIONS DECLARING MARCH 31, 1998 AS "RODEL RODIS DAY" IN SAN FRANCISCO.

WHEREAS, On January 29, 1998, Mr. Rodel E. Rodis was elected to become the President of Board of Trustees of City College of San Francisco; and,

WHEREAS, Rodel Rodis was the first Filipino American to be elected to public office in 1992 and re-elected to the Board in 1996 and become Vice President of the Board in 1997; and,

WHEREAS, Rodel Rodis, who was born and raised in the Philippines, is an attorney in private practice with a special emphasis on immigration law and civil litigation; and,

WHEREAS, Rodel Rodis is a author of the *Telltale Signs of Filipinos in America*, and is a regular columnist at the *Philippine News* and *Daily Globe*; and,

WHEREAS, Rodel Rodis served as the national vice president of the National Filipino-American Council, the general counsel of the Filipino-American Political Association, the past president of the Filipino Bar association of Northern California, and a member of Board of Trustees of the Filipino American National Historical Society, World Affairs Council of Northern California, The San Francisco United Way and New College of California; and,

WHEREAS, Rodel Rodis served two term as the President of Public Utilities Commission; and,

WHEREAS, Rodel Rodis was first elected in November 1992 to the Board of Trustees of City College of San Francisco and re-elected on November 1996 ; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Mr. Rodel Rodis for his commitments and dedications; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares March 31, 1998 as "Rodel Rodis Day" in San Francisco.

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APR 16 1998
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Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0379

MAR 2 7 1998
Date Approved

Mayor

FILE NO. 98-0380 RESOLUTION NO. 200-98

[Honoring the Library Foundation]

HONORING THE LIBRARY FOUNDATION FOR ITS SUPPORT OF THE SAN FRANCISCO PUBLIC LIBRARY AND BAY AREA AUTHORS WHO REPRESENT OUR DIVERSE COMMUNITIES.

WHEREAS, The Library Foundation of San Francisco provides financial support to the San Francisco Public Library as it daily enriches the lives of all San Franciscans by providing access to an immense storehouse of information, literary programs, a pioneering collection for learning differences, and thousands of programs each year; and,

WHEREAS, The Library Foundation enables individuals to support the library through private donations which support efforts beyond those provided by tax revenues; and,

WHEREAS, Private donations in the past furnished the New Main; current donations will buy new furniture and fixtures for branch libraries, and upgrade technology in all libraries; and,

WHEREAS, The Library Foundation's affinity groups reflect the dazzling diversity of cultures in San Francisco and support the Library's affinity centers through programs and exhibitions; and,

WHEREAS, Each year the Foundation honors 25 writers who reflect cultural richness at an annual Laureates Dinner, held this year on Friday, April 3; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby honors the Library Foundation for its support of the San

Francisco Public Library and Bay Area Authors who represent our diverse communities.

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APR 16 1998
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Adopted - Board of Supervisors, San Francisco March 16, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina
Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0380

MAR 27 1998
Date Approved

Mayor

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